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NORTH CAROLINA REGISTER

VOLUME 12 • ISSUE 22 • Pages 1978 - 2085
May 15, 1998

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Plumbing, Heating and Fire Sprinkler Contractors
Public Instruction
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Rules Review Commission
Contested Case Decisions

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For those persons that have 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.

Office of Administrative Hearings
Rules Division
Capehart-Crocker House — (919) 733-2678
424 North Blount Street — (919) 733-3462 FAX
Raleigh, North Carolina 27601-2817

contact: Molly Masich, Director APA Services — mmasich@oah.state.nc.us
Ruby Creech, Publications Coordinator — rcreech@oah.state.nc.us

Fiscal Notes & Economic Analysis

Office of State Budget and Management
116 West Jones Street — (919) 733-7061
Raleigh, North Carolina 27603-8005 — (919) 733-0640 FAX

contact: Mark Sisak, Economist III — msisak@osbm.state.nc.us
Anna Tefft, Economist II — atefft@osbm.state.nc.us

Rule Review and Legal Issues

Rules Review Commission
1307 Glenwood Ave., Suite 159 — (919) 733-2721
Raleigh, North Carolina 27605 — (919) 733-9415 FAX

contact: Joe DeLuca Jr., Staff Director Counsel
Bobby Bryan, Staff Attorney

Legislative Process Concerning Rule Making

Joint Legislative Administrative Procedure Oversight Committee
545 Legislative Office Building
300 North Salisbury Street — (919) 733-2578
Raleigh, North Carolina 27611 — (919) 715-5460 FAX

contact: Mary Shuping, Staff Liaison — marys@ms.ncga.state.nc.us

County and Municipality Government Questions or Notification

NC Association of County Commissioners
215 North Dawson Street — (919) 715-2893
Raleigh, North Carolina 27603

contact: Jim Blackburn or Rebecca Troutman

NC League of Municipalities
215 North Dawson Street — (919) 715-4000
Raleigh, North Carolina 27603

contact: Paula Thomas

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Publication Schedule
(June 1998 - March 1999)

FILING DEADLINES			NOTICE OF RULE-MAKING PROCEEDINGS	NOTICE OF TEXT (either column A or column B)							TEMPORARY RULE
					A. non-substantial economic impact			B. substantial economic impact			
volume and issue number	issue date	last day for filing	earliest register issue for publication of text	earliest date for public hearing	end of required comment period	deadline to submit to RRC for review at next RRC meeting	first legislative day of the next regular session	end of required comment period	deadline to submit to RRC for review at next RRC meeting	first legislative day of the next regular session	270th day from issue date
12:23	06/01/98	05/08/98	08/03/98	06/16/98	07/01/98	07/20/98	01/27/99	07/31/98	08/20/98	01/27/99	02/26/99
12:24	06/15/98	05/22/98	08/14/98	06/30/98	07/15/98	07/20/98	01/27/99	08/14/98	08/20/98	01/27/99	03/12/99
13:01	07/01/98	06/10/98	09/01/98	07/16/98	07/31/98	08/20/98	01/27/99	08/31/98	09/21/98	01/27/99	03/28/99
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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) notices of rule-making proceedings;
(3) text of proposed rules;
(4) text of permanent rules approved by the Rules Review Commission;
(5) notices of receipt of a petition for municipal incorporation, as required by G.S. 120-165;
(6) Executive Orders of the Governor;
(7) 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;
(8) orders of the Tax Review Board issued under G.S. 105-241.2; and
(9) 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 Personnel 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 closest to (either before or after) the first or fifteenth respectively 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 RULE-MAKING PROCEEDINGS

END OF COMMENT PERIOD TO A NOTICE OF RULE-MAKING PRO-CEEDINGS: This date is 60 days from the issue date. An agency shall accept comments on the notice of rule-making proceeding until the text of the proposed rules is published, and the text of the proposed rule shall not be published until at least 60 days after the notice of rule-making proceedings was published.

EARLIEST REGISTER ISSUE FOR PUBLICATION OF TEXT: The date of the next issue following the end of the comment period.

NOTICE OF TEXT

EARLIEST DATE FOR PUBLIC HEARING: The hearing date shall be at least 15 days after the date a notice of the hearing is published.

END OF REQUIRED COMMENT PERIOD

(1) RULE WITH NON-SUBSTANTIAL ECONOMIC IMPACT: An agency shall accept comments on the text of a proposed rule for at least 30 days after the text is published or until the date of any public hearings held on the proposed rule, whichever is longer.

(2) RULE WITH SUBSTANTIAL ECONOMIC IMPACT: An agency shall accept comments on the text of a proposed rule published in the Register and that has a substantial economic impact requiring a fiscal note under G.S. 150B-21.4(b1) for at least 60 days after publication or until the date of any public hearing held on the rule, whichever is longer.

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.

FIRST LEGISLATIVE DAY OF THE NEXT REGULAR SESSION OF THE GENERAL ASSEMBLY: This date is the first legislative day of the next regular session of the General Assembly following approval of the rule by the Rules Review Commission. See G.S. 150B-21.3, Effective date of rules.

EXECUTIVE ORDER NO. 132
VOLUNTEER LEAVE FOR STATE EMPLOYEES SERVING IN THE 1999 SPECIAL OLYMPICS WORLD SUMMER GAMES

WHEREAS, the State of North Carolina has been selected as the site for the 1999 SPECIAL OLYMPICS WORLD SUMMER GAMES; and

WHEREAS, the SUMMER GAMES require over 35,000 volunteers to support the world competition; and;

WHEREAS, employees in state government are a significant source of volunteers; and,

WHEREAS, employees in state government are committed to serve others, as time and energy permit;

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

Section 1. Volunteer Leave for State Employees Serving in the 1999 Special Olympics World Summer Games Established

Effective during 1999 only, any employee of the State of North Carolina subject to the leave provisions of the State Personnel Act serving as a volunteer in the 1999 SPECIAL OLYMPICS WORLD SUMMER GAMES shall be allowed up to eight (8) hours of matching volunteer leave.

Section 2. Purpose and Administration

The Volunteer Leave for State Employees Serving in the Summer Games shall enable state employees to volunteer in the Summer Games, thereby providing a special resource for the success of the Summer Games.

The leave shall be granted, monitored, and reported by each state agency. In August, 1999, each state agency shall report to the Office of State Personnel the total hours volunteered and the total volunteer time granted by the state.

Leave shall be granted according to management discretion, and be consistent with State Personnel Commission policies and agency policies/procedures.

Section 3. Source of Volunteer Leave Hours for Summer Games

For 1999 only, employees shall be granted an hour of matching leave to volunteer for the Summer Games for each hour volunteered, up to a maximum of eight (8) hours.

Section 4. Guidelines and Timeframes

The Volunteer Leave for State Employees Serving in the Special Olympics World Summer Games shall be effective January 1, 1999 through July 31, 1999. Any leave granted by this Executive Order not used by July 31, 1999, shall be canceled.

This Order is effective immediately.

Done in the Capital City of Raleigh, North Carolina, this the 13th day of April, 1998.

A Notice of Rule-making Proceedings is a statement of subject matter of the agency's proposed rule making. The agency must publish a notice of the subject matter for public comment at least 60 days prior to publishing the proposed text of a rule. Publication of a temporary rule serves as a Notice of Rule-making Proceedings and can be found in the Register under the section heading of Temporary Rules. A Rule-making Agenda published by an agency serves as Rule-making Proceedings and can be found in the Register under the section heading of Rule-making Agendas. Statutory reference: G.S. 150B-21.2.

TITLE 10 - DEPARTMENT OF HEALTH AND HUMAN SERVICES

CHAPTER 42 - INDIVIDUAL AND FAMILY SUPPORT

SUBCHAPTER 42C - LICENSING OF FAMILY CARE HOMES

Notice of Rule-making Proceedings *is hereby given by the Social Services Commission in accordance with G.S. 150B-21.2. The agency shall subsequently publish in the Register the text of the rule(s) it proposes to adopt as a result of this notice of rule-making proceedings and any comments received on this notice.*

Citation to Existing Rules Affected by this Rule-Making: *10 NCAC 42C .2301 - Other rules may be proposed in the course of the rule-making process.*

Authority for the rule-making: *G.S. 131D-2; 143B-153*

Statement of the Subject Matter: *The proposed amendment to the rule would require the adult care home to notify and document notification of a resident's responsible person or contact person of an injury to, illness of, or an accident/incident involving the resident based on medical attention or evaluation required or potential safety impact on the resident.*

Reason for Proposed Action: *Ensuring that family members or the responsible party for residents of Adult Care Homes are notified of injuries to, illness of, or an accident/incident involving the resident.*

Comment Procedures: *Anyone wishing to comment should contact Sharnese Ransome, APA Coordinator, Social Services Commission, NC Division of Social Services, 325 N. Salisbury Street, Raleigh, NC 27603, phone 919/733-3055.*

TITLE 15A - DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

CHAPTER 11 - RADIATION PROTECTION

Notice of Rule-making Proceedings *is hereby given by the Radiation Protection in accordance with G.S. 150B-21.2. The agency shall subsequently publish in the Register the text of the rule(s) it proposes to adopt as a result of this notice of rule-making proceedings and any comments received on this notice.*

Citation to Existing Rules Affected by this Rule-Making: *15A NCAC 11 .0100, .0300, .0500, .0700, .1000 and .1600 - Other rules may be proposed in the course of the rule-making process.*

Authority for the rule-making: *G.S. 104E-2; 104E-7; 104E-10; 104E-11A; 104E-15*

Statement of the Subject Matter: *North Carolina is in agreement state with the U.S. Nuclear Regulatory Commission per an agreement between the United States Atomic Energy Commission and the State of NC pursuant to Section 274 of the Atomic Energy Act of 1954, as amended, and authorized under NC GS 104C-5, 1963. Our agreement state status requires that our rules be compatible with the US Nuclear Regulatory Commission's rules which mandates that our rules shall be as stringent or more stringent than the US Nuclear Regulatory Commission's rules.*

Reason for Proposed Action: *Same as Statement of Subject Matter.*

Comment Procedures: *Written Comments may be submitted to Wanda Shackleford at 3825 Barrett Dr., Raleigh, NC 27609-7221 or by telephone at (919) 571-4141.*

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CHAPTER 16 - ADULT HEALTH

SUBCHAPTER 16A - CHRONIC DISEASE

Notice of Rule-making Proceedings *is hereby given by the Commission for Health Services in accordance with G.S. 150B-21.2. The agency shall subsequently publish in the Register the text of the rule(s) it proposes to adopt as a result of this notice of rule-making proceedings and any comments received on this notice.*

Citation to Existing Rules Affected by this Rule-Making: *15A NCAC 16A .0101, .0106, .0108 - Other rules may be proposed in the course of the rule-making process.*

Authority for the rule-making: *G.S. 130A-223; Sec. 329 Public Health Services Act, 95 Stat. 569 (42 U.S.C. 254b)*

Statement of the Subject Matter:
15A NCAC 16A .0101 *- This Rule provides agency name.*
15A NCAC 16A .0106 *- This Rule provides form name and mailing address.*
15A NCAC 16A .0108 *- This Rule requires providers to submit*

an Authorization Request form, DEHNR 3056 for authorization before the Migrant Health Program will provide reimbursement.

Reason for Proposed Action:
15A NCAC 16A .0101 *- Technical changes to update agency name.*
15A NCAC 16A .0106 *- Technical changes to update agency form name and remove old mailing address.*
15A NCAC 16A .0108 *- The Migrant Health Program currently requires private medical and dental providers, pharmacies, and hospitals who provide health services to migrant farmworkers to submit an Authorization Request form in addition to the standard claim form. Requirement of the Authorization Request form places an excessive administrative burden on providers and has had a negative impact on the Program's capacity to recruit additional providers to participate in the program. Because virtually all Authorization Requests in the Migrant Health Program are submitted to the program with the claim after the service has been rendered, completing and processing the Authorization form has been felt to be a wasteful and unnecessary duplication of effort for both private providers and the state claims processors. The current dual authorization and claims processing procedures will be simplified to a single process of reviewing claim requests for services provided to eligible individuals.*

Comment Procedures: *Comments may be submitted in writing within 60 days after the date of publication of this issue of the North Carolina Register to Suzana Young, Division of Community Health, Office of Minority Health, DHHS, PO Box 29605, Raleigh, NC 27626-0605.*

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CHAPTER 24 - GENERAL PROCEDURES FOR PUBLIC HEALTH PROGRAMS

SUBCHAPTER 24A - PAYMENT PROGRAMS

Notice of Rule-making Proceedings *is hereby given by the Commission for Health Services in accordance with G.S. 150B-21.2. The agency shall subsequently publish in the Register the text of the rule(s) it proposes to adopt as a result of this notice of rule-making proceedings and any comments received on this notice.*

Citation to Existing Rules Affected by this Rule-Making: *15A NCAC 24A .0101 - .0102, .0302, .0402 - .0404 - Other rules may be proposed in the course of the rule-making process.*

Authority for the rule-making: *G.S. 130A-5(3); 130A-124; 130A-127; 130A-129; 130A-205*

Statement of the Subject Matter:
15A NCAC 24A .0101 *- Provides general information about the payment programs of the Department of Health and Human Services.*
15A NCAC 24A .0102 *- Provides definitions of terms that are frequently used in Subchapter 24A.*
15A NCAC 24A .0302 *- Sets the time frames for the submission and processing of Authorization Requests and claims.*
15A NCAC 24A .0402 *- Establishes the Department's reimbursement rates for inpatient hospitalization.*
15A NCAC 24A .0403 *- Establishes the Department's reimbursement rates for professional, outpatient, and other services.*
15A NCAC 24A .0404 *- Defines how the Department establishes reimbursement rates for medical services not covered by Medicaid.*

Reason for Proposed Action:
15A NCAC 24A .0101, .0102, .0402 *- These are technical amendments to change the name and address of the department as a result of re-organization.*
15A NCAC 24A .0302, .0403, .0404 *- In conjunction with the Migrant Health Program's proposed amendment to 15A NCAC 16A .0108, this amendment would eliminate the requirement that providers submit an Authorization Request form prior to submitting a claim for payment to the program. This would reduce paperwork and administrative costs for providers and the program. The determination of whether billed services are covered by the program would be made from information on the claim.*

Comment Procedures: *Comments may be submitted in writing within 60 days after the date of publication of this issue of the North Carolina Register to Richard F. Moore, Controller's Office, Purchase of Medical Care Services Unit, DHHS, P.O. Box 29602, Raleigh, NC 27626-0602.*

TITLE 19A - DEPARTMENT OF TRANSPORTATION

CHAPTER 2 - DIVISION OF HIGHWAYS

SUBCHAPTER 2D - HIGHWAY OPERATIONS

Notice of Rule-making Proceedings *is hereby given by the North Carolina Department of Transportation - Division of Highways in accordance with G.S. 150B-21.2. The agency shall subsequently publish in the Register the text of the rule(s) it proposes to adopt as a result of this notice of rule-making proceedings and any comments received on this notice.*

Citation to Existing Rules Affected by this Rule-Making: *19A NCAC 02D .0406 - Other rules may be proposed in the course of the rule-making process.*

Authority for the rule-making: *G.S. 136-66.1; 143B-346; 143B-350(f); 143B-350(g)*

Statement of the Subject Matter: *Rule states conditions under which sidewalks are constructed and maintained.*

Reason for Proposed Action: *19A NCAC 02D .0406 is proposed for amendment to comply with federal legislation (ISTEA requirements). The proposed amendments will bring the rule into agreement with the current highway project planning procedures.*

Comment Procedures: *Any interested person may submit written comments on the proposed rule by mailing the comments to Emily Lee, NC DOT, P.O. Box 25201, Raleigh, NC 27611 by September 1, 1998.*

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CHAPTER 6 - DEPUTY SECRETARY - TRANSIT, RAIL, AND AVIATION

SUBCHAPTER 6B - PUBLIC TRANSPORTATION AND RAIL PROGRAM

Notice of Rule-making Proceedings *is hereby given by the North Carolina Department of Transportation - Rail Division in accordance with G.S. 150B-21.2. The agency shall subsequently publish in the Register the text of the rule(s) it proposes to adopt as a result of this notice of rule-making proceedings and any comments received on this notice.*

Citation to Existing Rules Affected by this Rule-Making: *19A NCAC 06B .0412 - .0413 - Other rules may be proposed in the course of the rule-making process.*

Authority for the rule-making: *G.S. 143B-350(f); 143B-350(g)*

Statement of the Subject Matter: *Rules state conditions under which grants are administered for the Rail Industrial Access Program.*

Reason for Proposed Action: *The amendments to 06B .0412 will allow companies greater flexibility in procurements. Although formal competitive bidding will be recommended it will no longer be required. The amendments to 06B .0413 are proposed to simplify invoicing and grant administration.*

Comment Procedures: *Any interested person may submit written comments on the proposed rules by mailing the comments to Emily Lee, NC DOT, P.O. Box 25201, Raleigh, NC 27611 by September 1, 1998.*

TITLE 21 - OCCUPATIONAL LICENSING BOARDS

CHAPTER 1 - NORTH CAROLINA ACUPUNCTURE LICENSING BOARD

Notice of Rule-making Proceedings *is hereby given by the North Carolina Acupuncture Licensing Board in accordance with G.S. 150B-21.2. The agency shall subsequently publish in the Register the text of the rule(s) it proposes to adopt as a result of this notice of rule-making proceedings and any comments received on this notice.*

Citation to Existing Rules Affected by this Rule-Making: *21 NCAC 01 .0101, .0105 - Other rules may be proposed in the course of the rule-making process.*

Authority for the rule-making: *G.S. 90-454; 90-455*

Statement of the Subject Matter:
21 NCAC 01 .0101 *- To clarify qualifications for licensure.*
21 NCAC 01 .0105 *- This Rule will contain procedures for licensure through license reciprocity.*

Reason for Proposed Action:
21 NCAC 01 .0101 *- To clarify and modify existing rule in the qualifications for licensure - to be more precise in the area of "college".*
21 NCAC 01 .0105 *- To present qualifications for licensure through license reciprocity.*

Comment Procedures: *Any person may submit comments to the Board no later than July 14, 1998 to Diana Mills, North Carolina Acupuncture Licensing Board, 1418 Aversboro Road, Garner, NC 27529.*

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CHAPTER 14 - BOARD OF COSMETIC ART EXAMINERS

SUBCHAPTER 14I - OPERATIONS OF SCHOOLS OF COSMETIC ART

Notice of Rule-making Proceedings *is hereby given by the N.C. State Board of Cosmetic Art Examiners in accordance with G.S. 150B-21.2. The agency shall subsequently publish in the Register the text of the rule(s) it proposes to adopt as a result of this notice of rule-making proceedings and any comments received on this notice.*

Citation to Existing Rules Affected by this Rule-Making: *21 NCAC 14I .0107 - Other rules may be proposed in the course of the rule-making process.*

Authority for the rule-making: *G.S. 88-23*

Statement of the Subject Matter: *Students enrolling in more than one school.*

Reason for Proposed Action: *Problems with students enrolling in different schools at the same time.*

Comment Procedures: *Written comments concerning this rule-making action must be submitted by July 15, 1998, to Dee Williams, Rule-making Coordinator, NC State Board of*

Cosmetic Art Examiners, 1201-110 Front St., Raleigh, NC 27609.

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CHAPTER 18 - BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS

SUBCHAPTER 18B - BOARD'S RULES FOR THE IMPLEMENTATION OF THE ELECTRICAL CONTRACTING LICENSING ACT

Notice of Rule-making Proceedings *is hereby given by the State Board of Examiners of Electrical Contractors in accordance with G.S. 150B-21.2. The agency shall subsequently publish in the Register the text of the rule(s) it proposes to adopt as a result of this notice of rule-making proceedings and any comments received on this notice.*

Citation to Existing Rules Affected by this Rule-Making: *21 NCAC 18B - Other rules may be proposed in the course of the rule-making process.*

Authority for the rule-making: *G.S. 87-42; 87-43.3; 87-43.4; 87-44; 87-44.1; 87-47(b)*

Statement of the Subject Matter: *All subjects covered by existing 21 NCAC 18B, together with any other subjects that the Board is authorized by law to address in rule-making.*

Reason for Proposed Action: *The Board and its staff see the need to study the rules periodically. The Board will study all of its existing rules to determine whether any rules need to be amended or repealed. The Board will also study whether any new rules need to be adopted.*

Comment Procedures: *Interested persons may submit written comments to the State Board of Examiners of Electrical Contractors, P.O. Box 18727, Raleigh, NC 27619-8727, by mail, or by hand delivery to the Board at 1200 Front Street, Suite 105, Raleigh, NC 27609.*

This Section contains the text of proposed rules. At least 60 days prior to the publication of text, the agency published a Notice of Rule-making Proceedings. The agency must accept comments on the proposed rule for at least 30 days from the publication date, or until the public hearing, or a later date if specified in the notice by the agency. The required comment period is 60 days for a rule that has a substantial economic impact of at least five million dollars ($5,000,000). Statutory reference: G.S. 150B-21.2.

TITLE 15A - DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

***Notice** is hereby given in accordance with G.S. 150B-21.2 that the DENR - Environmental Management Commission intends to amend rules cited as 15A NCAC 2D .0501, .0601 - .0602, .0604 - .0608, .0610, .0903, .1105, .1204, .1404; and adopt rules cited as 15A NCAC 2D .0611 - .0615. Notice of Rule-making Proceedings was published in the Register on December 15, 1997.*

Proposed Effective Date: *April 1, 1999*

A Public Hearing *will be conducted at 7:00 p.m. on June 11, 1998 at the Archdale Building, Ground Floor Hearing Room, 512 N. Salisbury St., Raleigh, NC 27611.*

Reason for Proposed Action: *To clarify existing and adopt new rules to specify monitoring, recordkeeping, and reporting requirements.*

Comment Procedures: *All persons interested in these matters are invited to attend the public hearings. Any person desiring to comment for more than three minutes is requested to submit a written statement for inclusion in the record of proceedings at the public hearing. The hearing record will remain open until July 17, 1998 for Rules 15A NCAC 2D .0501, .0601, 0615, .0903, .1105, .1204, and .1404 to receive additional written statements.*
NOTE: In addition to the ablove amendments and adoptions, the Environmental Management Commission (EMC) is asking for comment on using sulfur dioxide averaging times of three-hour and 24-hour rolling average in 15A NCAC 2D .0608 in lieu of the proposed 24-hour block average.
Comments should be sent to and additional information concerning the hearing or the proposals may be obtained by contacting:

Mr. Thomas C. Allen
Division of Air Quality
P.O Box 29580
Raleigh, North Carolina 27626-0580
(919) 733-1489 (phone)
(919) 715-7476 (fax)
thom_allen@aq.ehnr.state.nc.us (e-mail)

Fiscal Note: *These Rules do not affect the expenditures or revenues of state or local government funds. These Rules do not have a substantial economic impact of at least five million dollars ($5,000,000) in a 12-month period.*

CHAPTER 2 - ENVIRONMENTAL MANAGEMENT

SUBCHAPTER 2D - AIR POLLUTION CONTROL REQUIREMENTS

SECTION .0500 - EMISSION CONTROL STANDARDS

.0501 COMPLIANCE WITH EMISSION CONTROL STANDARDS

(a) Purpose and Scope. The purpose of this Rule is to assure orderly compliance with emission control standards found in this Section. This Rule shall apply to all air pollution sources, both combustion and non-combustion.

(b) In determining compliance with emission control standards, means shall be provided by the owner to allow periodic sampling and measuring of emission rates, including necessary ports, scaffolding and power to operate sampling equipment; and upon the request of the Division of Environmental Management, data on rates of emissions shall be supplied by the owner.

(c) Testing to determine compliance shall be in accordance with the following procedures, except as may be otherwise required in Rules .0524, ~~.0604,~~ .0606, .1110, or .1111 of this Subchapter.

(1) Method 1 of Appendix A of 40 CFR Part 60 shall be used to select a suitable site and the appropriate number of test points for the following situations:
   (A) particulate testing,
   (B) velocity and volume flow rate measurements,
   (C) testing for acid mist or other pollutants which occur in liquid droplet form,
   (D) any sampling for which velocity and volume flow rate measurements are necessary for computing final test results, and
   (E) any sampling which involves a sampling method which specifies isokinetic sampling. (Isokinetic sampling is sampling in which the velocity of the gas at the point of entry into the sampling nozzle is equal to the velocity adjacent to the nozzle.)

   Method 1 shall be applied as written with the following clarifications: Testing installations with multiple breechings may be accomplished by testing the discharge stack(s) to which the multiple breechings exhaust. If the multiple breechings are individually tested, then Method 1 shall be applied to each breeching individually. The Director or his designee may approve a test when test ports in a duct are located less than two diameters downstream from

any disturbance (fan, elbow, change in diameter, or any other physical feature that may disturb the gas flow) or one-half diameter upstream from any disturbance, if the tester demonstrates to the Director, or his designee, that locating test ports beyond these distances are impossible because the duct cannot be modified to meet the specifications of Method 1 or testing at an alternative location is not feasible.

(2) Method 2 of Appendix A of 40 CFR Part 60 shall be applied as written and used concurrently with any test method in which velocity and volume flow rate measurements are required.

(3) Sampling procedures for determining compliance with particulate emission control standards shall be in accordance with Method 5 of Appendix A of 40 CFR Part 60. Method 17 of Appendix A of 40 CFR Part 60 may be used instead of Method 5 provided that the stack gas temperature does not exceed 320° F. The minimum time per test point for particulate testing shall be two minutes and the minimum time per test run shall be one hour. The sample gas drawn during each test run shall be at least 30 cubic feet. A number of sources are known to emit organic material (oil, pitch, plasticizers, etc.) which exist as finely divided liquid droplets at ambient conditions. These materials cannot be satisfactorily collected by means of the above Method 5. In these cases the Commission may require the use of Method 5 as proposed on August 17, 1971, in the Federal Register, Volume 36, Number 159.

(4) The procedures for determining compliance with sulfur dioxide emission control standards for fuel burning sources may be either by determining sulfur content with fuel analysis or by stack sampling. Combustion sources choosing to demonstrate compliance through stack sampling shall follow procedures described in Method 6 of Appendix A of 40 CFR Part 60. When Method 6 of Appendix A of 40 CFR Part 60 is used to determine compliance, compliance shall be determined by averaging six 20-minute samples taken over such a period of time that no more than 20 minutes elapses between any two consecutive samples. If a source chooses to demonstrate compliance by analysis of sulfur in fuel, sampling, preparation, and analysis of fuels shall be in accordance with the following American Society of Testing and Materials (ASTM) methods:

(A) coal:

~~(i) sampling--ASTM Method D 2234;~~

~~(ii) preparation--ASTM Method D 2013;~~

~~(iii) gross calorific value (BTU)--ASTM Method D 2015;~~

~~(iv) moisture content--ASTM Method D 3173 or D 5412;~~

~~(v) sulfur content--ASTM Method D 3177 or ASTM Method D 4239;~~

(i) Sampling.

(I) Sampling Location. A source shall collect the coal from a location in the handling or processing system that provides a sample representative of the fuel bunkered or burned during a boiler operating day. For the purpose of this method, a fuel lot size is defined as the weight of coal bunkered or consumed during each boiler operating day. For reporting and calculation purposes, the gross sample shall be identified with the calendar day on which sampling began. The Director may approve alternate definitions of fuel sizes if the alternative will provide a more representative sample.

(II) Sample Increment Collection. A source shall use a coal sampling procedure that meets the requirements of ASTM D 2234 Type I, condition A, B, C and systematic spacing for collection of sample increments. All requirements and restrictions regarding increment distribution and sampling device constraints shall be observed.

(III) Gross Samples. A Source shall use ASTM D 2234, 7.1.2, Table 2 except as provided in 7.1.5.2 to determine the number and weight of increments (composite or gross samples).

(ii) Preparation. A source shall use ASTM D 2013 for sample preparation from a composite or gross sample.

(iii) Gross Caloric Value (GCV). A source shall use ASTM D 2015 or D 3286 to determine GCV on a dry basis from a composite or gross sample.

(iv) Moisture Content. A source shall use ASTM D 3173 to determine moisture from a composite or gross sample.

(v) Sulfur Content. A source shall use ASTM D 3177 or D 4239 to determine the percent sulfur on a dry basis from a composite or gross sample.

(B) oil:

(i) sampling--A sample shall be collected at the pipeline inlet to the fuel burning unit after sufficient fuel has been drained from the line to remove all fuel that may

have been standing in the line;

(ii) heat of combustion (BTU)--ASTM Method D 240 or D 2015;

(iii) sulfur content--ASTM Method D 129 or D 1552.

The sulfur content and BTU content of the fuel shall be reported on a dry basis. When the test methods described in Parts (A) or (B) of this Subparagraph are used to demonstrate that the ambient air quality standards for sulfur dioxide are being protected, the sulfur content shall be determined at least once per year from a composite of at least three or 24 samples taken at equal time intervals from the fuel being burned over a three-hour or 24-hour period, respectively, whichever is the time period for which the ambient standard is most likely to be exceeded; this requirement shall not apply to sources that are only using fuel analysis in place of continuous monitoring to meet the requirements of Section .0600 of this Subchapter.

(5) Sulfuric acid manufacturing plants and spodumene ore roasting plants shall demonstrate compliance with Rules .0517 and .0527, respectively, of this Section by using Method 8 of Appendix A of 40 CFR Part 60. Compliance shall be determined by averaging emissions measured by three one-hour tests.

(6) All industrial processes not covered under Subparagraph (5) of this Paragraph emitting sulfur dioxide shall demonstrate compliance by sampling procedures described in Method 6 of Appendix A of 40 CFR Part 60. Compliance shall be determined by averaging six 20-minute samples taken over such a period of time that no more than 20 minutes elapses between any two consecutive samples.

(7) Sampling procedures to demonstrate compliance with emission standards for nitrogen oxides shall be in accordance with the procedures set forth in Method 7 of Appendix A of 40 CFR Part 60.

(8) Method 9 of Appendix A of 40 CFR 60 shall be used when opacity is determined by visual observation.

(9) Notwithstanding the stated applicability to new source performance standards or primary aluminum plants, the procedures to be used to determine fluoride emissions are:

(A) for sampling emissions from stacks, Method 13A or 13B of Appendix A of 40 CFR Part 60.

(B) for sampling emissions from roof monitors not employing stacks or pollutant collection systems, Method 14 of Appendix A of 40 CFR Part 60, and

(C) for sampling emissions from roof monitors not employing stacks but equipped with pollutant collection systems, the procedure under 40 CFR 60.8(b), except that the Director of the Division of Environmental Management shall be substituted for the administrator.

(10) Emissions of total reduced sulfur shall be measured by the test procedure described in Method 16 of Appendix A of 40 CFR Part 60 or Method 16A of Appendix A of 40 CFR Part 60.

(11) Emissions of mercury shall be measured by the test procedure described in Method 101 or 102 of Appendix B of 40 CFR Part 61.

(12) Each test (excluding fuel samples) shall consist of three repetitions or runs of the applicable test method. For the purpose of determining compliance with an applicable emission standard the average of results of all repetitions shall apply. In the event that a sample is accidentally lost or conditions occur in which one of the three runs must be discontinued because of forced shutdown, failure of an irreplaceable portion of the sample train, extreme meteorological conditions, or other circumstances, beyond the owner or operator's control, and there is no way to obtain another sample, then compliance may be determined using the arithmetic average of the results of the two other runs.

(13) In conjunction with performing certain test methods prescribed in this Rule, the determination of the fraction of carbon dioxide, oxygen, carbon monoxide and nitrogen in the gas being sampled is necessary to determine the molecular weight of the gas being sampled. Collecting a sample for this purpose shall be done in accordance with Method 3 of Appendix A of 40 CFR Part 60:

(A) The grab sample technique may also be used with instruments such as Bacharach Fyrite (trade name) with the following restrictions:

(i) Instruments such as the Bacharach Fyrite (trade name) may only be used for the measurement of carbon dioxide.

(ii) Repeated samples shall be taken during the emission test run to account for variations in the carbon dioxide concentration. No less than four samples shall be taken during a one-hour test run, but as many as necessary shall be taken to produce a reliable average.

(iii) The total concentration of gases other than carbon dioxide, oxygen and nitrogen shall be less than one percent.

(B) For fuel burning sources, concentrations of oxygen and nitrogen may be calculated from combustion relations for various fuels.

(14) For those processes for which the allowable emission rate is determined by the production rate, provisions shall be made for controlling and measuring the production rate. The source shall be responsible for ensuring, within the limits of practicality, that the equipment or process being tested is operated at or near its maximum normal production rate or at a lesser rate if specified by the Director or his delegate. The individual conducting the emission test shall be responsible for including with his test results, data

which accurately represent the production rate during the test.

(15) Emission rates for wood or fuel burning sources which are expressed in units of pounds per million BTU shall be determined by the "Oxygen Based F Factor Procedure" described in 40 CFR Part 60, Appendix A, Method 19, Section 5. Other procedures described in Method 19 may be used if appropriate. To provide data of sufficient accuracy to use with the F-factor methods, an integrated (bag) sample shall be taken for the duration of each test run. In the case of simultaneous testing of multiple ducts, there shall be a separate bag for each sampling train. The bag sample shall be analyzed with an Orsat analyzer in accordance with Method 3 of Appendix A of 40 CFR Part 60. (The number of analyses and the tolerance between analyses are specified in Method 3.) The specifications indicated in Method 3 for the construction and operation of the bag sampling apparatus shall be followed.

(16) Particulate testing on steam generators that utilize soot blowing as a routine means for cleaning heat transfer surfaces shall be conducted so that the contribution of the soot blowing is represented as follows:

(A) If the soot blowing periods are expected to represent less than 50 percent of the total particulate emissions, one of the test runs shall include a soot blowing cycle.

(B) If the soot blowing periods are expected to represent more than 50 percent of the total particulate emissions then two of the test runs shall each include a soot blowing cycle.

Under no circumstances shall all three test runs include soot blowing. The average emission rate of particulate matter is calculated by the equation:

$$E_{AVG} = E_S S \frac{(A+B)}{AR} + E_N \left(\frac{R-S}{R} - \frac{BS}{AR} \right)$$

E_{AVG} equals the average emission rate in pounds per million Btu for daily operating time. E_S equals the average emission rate in pounds per million Btu of sample(s) containing soot blowing. E_N equals the average emission rate in pounds per million Btu of sample(s) with no soot blowing. A equals hours of soot blowing during sample(s). B equals hours without soot blowing during sample(s) containing sootblowing. R equals average hours of operation per 24 hours. S equals average hours of soot blowing per 24 hours. If large changes in boiler load or stack flow rate occur during soot blowing, other methods of prorating the emission rate may be considered more appropriate; for these tests the Director or his designee may approve an alternate method of prorating.

(17) Emissions of volatile organic compounds shall be measured by the appropriate test procedure in Section .0900 of this Subchapter.

(18) Upon prior approval by the Director or his delegate, test procedures different from those described in this Rule may be used if they will provide equivalent or more reliable results. Furthermore, the Director or his delegate may prescribe alternate test procedures on an individual basis when he considers that the action is necessary to secure reliable test data. In the case of sources for which no test method is named, the Director or his delegate may prescribe or approve methods on an individual basis.

(d) All new sources shall be in compliance prior to beginning operations.

(e) In addition to any control or manner of operation necessary to meet emission standards in this Section, any source of air pollution shall be operated with such control or in such manner that the source shall not cause the ambient air quality standards of Section .0400 of this Subchapter to be exceeded at any point beyond the premises on which the source is located. When controls more stringent than named in the applicable emission standards in this Section are required to prevent violation of the ambient air quality standards or are required to create an offset, the permit shall contain a condition requiring these controls.

(f) The Bubble Concept. A facility with multiple emission sources or multiple facilities within the same area may choose to meet the total emission limitation for a given pollutant through a different mix of controls than that required by the rules in this Section or Section .0900 of this Subchapter.

(1) In order for this mix of alternative controls to be permitted the Director shall determine that the following conditions are met:

(A) Sources to which Rules .0524, .0530, .0531, .1110 or .1111 of this Subchapter, the federal New Source Performance Standards (NSPS), the federal National Emission Standards for Hazardous Air Pollutants (NESHAPS), regulations established pursuant to Section 111 (d) of the federal Clean Air Act, or state or federal Prevention of Significant Deterioration (PSD) requirements apply, shall have emissions no larger than if there were not an alternative mix of controls;

(B) The facility (or facilities) is located in an attainment area or an unclassified area or in an area that has been demonstrated to be attainment by the statutory deadlines (with reasonable further progress toward attainment) for those pollutants being considered;

(C) All of the emission sources affected by the alternative mix are in compliance with applicable regulations or are in compliance with established compliance agreements; and

(D) The review of an application for the proposed

mix of alternative controls and the enforcement of any resulting permit will not require expenditures on the part of the State in excess of five times that which would otherwise be required.

(2) The owner(s) or operator(s) of the facility (facilities) shall demonstrate to the satisfaction of the Director that the alternative mix of controls is equivalent in total allowed emissions, reliability, enforceability, and environmental impact to the aggregate of the otherwise applicable individual emission standards; and

(A) that the alternative mix approach does not interfere with attainment and maintenance of ambient air quality standards and does not interfere with the PSD program; this demonstration shall include modeled calculations of the amount, if any, of PSD increment consumed or created;

(B) that the alternative mix approach conforms with reasonable further progress requirements in any nonattainment area;

(C) that the emissions under the alternative mix approach are in fact quantifiable, and trades among them are even;

(D) that the pollutants controlled under the alternative mix approach are of the same criteria pollutant categories, except that emissions of some criteria pollutants used in alternative emission control strategies are subject to the limitations as defined in 44 FR 71784 (December 11, 1979), Subdivision D.1.c.ii. The Federal Register referenced in this Part is hereby incorporated by reference and does not include subsequent amendments or editions.

The demonstrations of equivalence shall be performed with at least the same level of detail as The North Carolina State Implementation plan for Air Quality demonstration of attainment for the area in question. Moreover, if the facility involves another facility in the alternative strategy, it shall complete a modeling demonstration to ensure that air quality is protected. Demonstrations of equivalency shall also take into account differences in the level of reliability of the control measures or other uncertainties.

(3) The emission rate limitations or control techniques of each source within the facility (facilities) subjected to the alternative mix of controls shall be specified in the facility's (facilities') permits(s).

(4) Compliance schedules and enforcement actions shall not be affected because an application for an alternative mix of controls is being prepared or is being reviewed.

(5) The Director may waive or reduce requirements in this Paragraph up to the extent allowed by the Emissions Trading Policy Statement published in the Federal Register of April 7, 1982, pages 15076-15086, provided that the analysis required by Paragraph (g) of this Rule shall support any waiver or reduction of requirements. The Federal Register referenced in this Paragraph is hereby incorporated by reference and does not include subsequent amendments or editions.

(g) In a permit application for an alternative mix of controls under Paragraph (f) of this Rule, the owner or operator of the facility shall demonstrate to the satisfaction of the Director that the proposal is equivalent to the existing requirements of the SIP in total allowed emissions, enforceability, reliability, and environmental impact. The Director shall provide for public notice with an opportunity for a request for public hearing following the procedures under 15A NCAC 2Q .0300 or .0500 as applicable. If and when a permit containing these conditions is issued, it shall become a part of the state implementation plan (SIP) as an appendix available for inspection at the department's regional offices. Until the U.S. Environmental Protection Agency (EPA) approves the SIP revision embodying the permit containing an alternative mix of controls, the facility shall continue to meet the otherwise applicable existing SIP requirements. The revision shall be approved by EPA on the basis of the revision's consistency with EPA's "Policy for Alternative Emission Reduction Options Within State Implementation Plans" as promulgated in the Federal Register of December 11, 1989, pages 71780-71788, and subsequent rulings.

(h) The referenced ASTM test methods in this Rule are hereby incorporated by reference and include subsequent amendments and editions. Copies of referenced ASTM test methods or Federal Registers may be obtained from the ~~Division of Environmental Management, P.O. Box 29535, Raleigh, North Carolina 27626-0535~~ Division of Air Quality, PO Box 29580 Raleigh, North Carolina 27626-0580 at a cost of ten cents ($0.10) per page.

Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5).

SECTION .0600 - MONITORING: RECORDKEEPING: REPORTING

.0601 PURPOSE AND SCOPE

(a) The purpose of this Section is to set forth the requirements of the Commission ~~relating to~~ for monitoring air pollution emissions and filing reports covering their discharge into the outdoor atmosphere of the state.

(b) This Section shall apply to all persons subject to the provisions of ~~15A NCAC 2Q.~~ this Subchapter or Subchapter 2Q of this Chapter.

(c) ~~Monitoring~~ Monitoring, recordkeeping, and reporting may also be required by other rules including .0524, .0536, .1110, or .1111 of this Subchapter.

Authority G.S. 143-215.3(a)(1); 143-215.65; 143-215.66; 143-215.107(a)(4).

.0602 DEFINITIONS

~~The following definitions of terms apply throughout this Section:~~

~~(1) "Fossil fuel-fired steam generator" means a furnace or boiler used in the process of burning fossil fuel for the primary purpose of producing steam by heat transfer.~~

~~(2) "Capacity factor" means the ratio of the average load on a machine or equipment for the same period of time considered to the capacity rating of the machine or equipment.~~

~~(3) "Excess emissions" means emissions of an air pollutant in excess of an emission standard.~~

~~(4) "Emission standard" means a regulation (or portion thereof) setting forth an allowable rate of emissions, level of opacity, or prescribing equipment or fuel specifications that result in control of air pollution emissions.~~

~~(5) "Sulfuric acid plant" means any facility producing sulfuric acid by the contact process by burning elemental sulfur, alkylation acid, hydrogen sulfide, or acid sludge, but does not include facilities where conversion to sulfuric acid is utilized primarily as a means of preventing emissions to the atmosphere of sulfur dioxide or other sulfur compounds.~~

~~(6) "Nitric acid plant" means any facility producing nitric acid 30 to 70 percent in strength by either the pressure or atmospheric pressure process.~~

~~(7) "Distillate oils" means those liquid fractions of petroleum which are normally derived by vaporization and condensation of petroleum remaining after gasoline and fractions more volatile than gasoline have been removed.~~

~~(8) "Residual oils" means those liquid or semi-liquid fractions of petroleum remaining after distillate oils and fractions more volatile than distillate oils have been removed.~~

For the purpose of this Section, the following definitions apply:

(1) "Applicable requirement" means any rule, standard, or requirement of this Subchapter, Subchapter 2Q of this Chapter, or Article 21 of the North Carolina General Statutes.

(2) "Calender quarter" means:

(a) the time period from January 1 through March 31;

(b) the time period from April 1 through June 30;

(c) the time period from July 1 through September 30; or

(d) the time period from October 1 through December 31.

(3) "Capacity factor" means the ratio of the average load on a machine or equipment for the time period considered to the capacity rating of the machine or equipment.

(4) "Distillate oils" means fuel oil, including recycled oil, that complies with the specifications for fuel oil numbers 1 or 2, as defined by the American Society for Testing and Materials in ASTM D-396, "Standard Specification for Fuel Oils".

(5) "Emission standard" means a rule setting forth an allowable rate of emissions, level of opacity, or prescribing equipment, fuel specifications, workplace standards, or material usage that result in control of air pollution emissions;

(6) "Excess emissions" means emissions of an air pollutant in excess of an emission standard.

(7) "Fossil fuel-fired steam generator" means a furnace or boiler used in the process of burning fossil fuel for the primary purpose of producing steam by heat transfer.

(8) "Nitric acid plant" means any facility producing nitric acid 30 to 70 percent in strength by either the pressure or atmospheric pressure process.

(9) "Permit condition" means:

(a) a condition set to comply with or to avoid any applicable requirement; or

(b) a condition set to maintain compliance with toxic air pollutant acceptable ambient levels or ambient air quality standards.

(10) "Petroleum refinery" means any facility engaged in producing gasoline, kerosine, distillate oils, residual oils, lubricants, or other products through the distillation of petroleum, or through the redistillation, cracking, or reforming of unfinished petroleum derivatives.

(11) "Residual oils" means crude oil, fuel oil that does not comply with the specifications under the definition of distillate oil, or all fuel oil numbers 4, 5, and 6, as defined by the American Society for Testing and Materials in ASTM D-396, "Standard Specification for Fuel Oils".

(12) "Sulfuric acid plant" means any facility producing sulfuric acid by the contact process by burning elemental sulfur, alkylation acid, hydrogen sulfide, or acid sludge, but does not include facilities where conversion to sulfuric acid is utilized primarily as a means of preventing emissions to the atmosphere of sulfur dioxide or other sulfur compounds.

Authority G.S. 143-215.3(a)(1); 143-215.65; 143-215.66; 143-215.107(a)(4).

.0604 EXCEPTIONS TO MONITORING AND REPORTING REQUIREMENTS

(a) Unless a specific rule specifies otherwise, the owner or operator of a source shall not be required to monitor during a period of monitoring system malfunction or report emissions during a period of monitoring system malfunction if the owner or operator of the source shows, to the satisfaction of the Director, that the malfunction was unavoidable, is being repaired as expeditiously as practicable, and no applicable requirements are violated. The owner or operator of the source shall provide

the Director documentation of continuous monitoring system performance when system repairs or adjustments have been made if the Director requests proof. Malfunctions of the monitoring system that result from inadequate or poor operation and maintenance practices shall not be exempted.

(b) The owner or operator of a source that operates less than 30 days per 12-month period shall not be required to monitor emissions from that source. However, the owner or operator shall maintain records to document that the source is operated less than 30 days per 12-month period.

(c) The owner or operator of a source exempted from needing a permit by 15A NCAC 2Q .0102 shall not be required to monitor emissions from that source unless:

(1) required by a specific rule of this Subchapter or Subchapter 2Q of this Chapter, or

(2) required a part of an enforcement settlement.

However, the owner or operator shall maintain records to document that the source qualifies for the permit exemption.

~~(a) Sources covered by Regulations .0524 and .0525 of this Subchapter are exempt from this Regulation. Pursuant to 150B-14(c) to include any later amendments, the following sources, which are included in Paragraph 1.1 of Appendix P of 40CFR Part 51:~~

~~(1) fossil fuel-fired steam generators,~~

~~(2) nitric acid plants,~~

~~(3) sulfuric acid plants, and~~

~~(4) petroleum refineries,~~

~~shall be monitored as described in Paragraphs 2 and 3.1.1 through 3.1.5 of Appendix P of 40 CFR Part 51. The performance specifications are those found in Appendix B of 40 CFR Part 60 and Paragraphs 3.2 through 3.8 of Appendix P of 40 CFR Part 51. The excess emissions shall be reported quarterly to the commission in the manner described in Paragraphs 4 and 5.1 through 5.3.3 of Appendix P of 40 CFR Part 51 except as otherwise provided in this Section. The minimum requirements described in the referenced portions of Appendix P of 40 CFR Part 51 are hereby adopted as the requirements to be used under this Regulation. Wherever the language of the referenced portion of Appendix P of 40 CFR Part 51 speaks of the "state" or "state plan", the requirements described therein shall apply to those sources to which they pertain.~~

~~(b) When effluents from two or more affected facilities of similar design and operating characteristics are combined before being released to the atmosphere, the monitoring system may be installed on the combined effluent.~~

~~(c) A six-minute time period shall be deemed appropriate as an alternative opacity averaging time period as described in Paragraph 4.2 of Appendix P of 40 CFR Part 51.~~

~~(d) Data reporting or reduction procedures varying from those prescribed by this Regulation may be used if the owner or operator of a source shows to the satisfaction of the director that the alternate procedures are at least as accurate as those in the Regulation.~~

~~(e) Alternative monitoring and reporting requirements may be approved, on a case-by-case basis, by the director through the following procedure:~~

~~(1) The owner or operator of a source may apply in writing to the director for approval of alternative monitoring and reporting requirements. The application shall include:~~

~~(A) the basis or reason that alternative monitoring and reporting requirements are more desirable than those prescribed by this Regulation,~~

~~(B) a proposal of alternative monitoring and reporting requirements,~~

~~(C) any other information that the source owner or operator feels would be helpful to the director in his evaluation of the application.~~

~~(2) Examples of situations where alternative monitoring and reporting requirements may be approved include, but are not limited to, the following:~~

~~(A) when installation of a continuous monitoring system or device prescribed by this Regulation would not provide accurate determinations of emissions;~~

~~(B) when the affected facility is operated on less than 30 days per year;~~

~~(C) when effluents from two or more facilities of significantly different design and operating characteristics are combined before release to the atmosphere or when the effluent is released to the atmosphere through more than one point;~~

~~(D) when the director determines that the requirements prescribed by this Regulation would impose an extreme economic burden on the source owner or operator; The determination of an extreme economic burden shall be made on the basis of whether meeting the requirements prescribed by this Regulation would produce serious hardship without equal or greater benefit to the public;~~

~~(E) when the monitoring systems prescribed by this Regulation cannot be installed due to physical limitations at the facility; The determination of such limitations shall be made on the basis of whether meeting the requirements prescribed by this Regulation would necessitate significant reconstruction of the facility.~~

~~(3) The director may require the submission of additional information as he considers appropriate to evaluate the application.~~

~~(4) Upon making a determination that the source should be subject to alternative monitoring and reporting requirements, the director may approve either the proposed alternative monitoring and reporting requirements or any other monitoring and reporting requirements that he considers appropriate and feasible.~~

Authority G.S. 143-215.3(a)(1); 143-215.65; 143-215.66;143-215.107(a)(4).

.0605 GENERAL RECORDKEEPING AND

REPORTING REQUIREMENTS

(a) The owner or operator of a source subject to a requirement of this Subchapter or Subchapter 2Q of this Chapter shall maintain:

(1) records detailing all malfunctions under Rule .0535 of this Subchapter,

(2) records of all testing conducted under rules in this Subchapter,

(3) records of all monitoring conducted under rules in this Subchapter and Subchapter 2Q of this Chapter,

(4) records detailing activities relating to any compliance schedule in this Subchapter, and

(5) for unpermitted sources, records necessary to determine compliance with rules in this Subchapter or Subchapter 2Q of this Chapter.

(b) The Director shall specify in the source's permit:

(1) the type of monitoring required and the frequency of the monitoring,

(2) the type of records to be maintained, and

(3) the type of reports to be submitted and the frequency of submitting these reports, as necessary to determine compliance with rules in this Subchapter or Subchapter 2Q of this Chapter or with an emission standard or permit condition.

(c) When requested by the Director, the owner or operator of any source subject to the requirements of this Subchapter or Subchapter 2Q of this Chapter shall submit to the Director any information necessary to determine the compliance status of the source.

(d) The owner or operator of a source of excess emissions which last for more than four hours and which results from a malfunction, a breakdown of process or control equipment, or any other abnormal conditions shall report excess emissions in accordance with the requirements of Rule .0535 of this Subchapter.

(e) Copies of all records and reports generated in response to the requirements of this Section shall be retained by the owner or operator for a period of two years after the date on which the record was made or the report submitted, except that the Director may extend the retention period in particular instances when necessary to comply with other State or federal requirements or when compliance with a particular standard requires documentation for more than two years.

(f) All records and reports generated in response to the requirements of this Section shall be made available to personnel of the Division for inspection.

(g) The owner or operator of a source subject to the requirements of this Section shall comply with the requirements of this Section at his own cost.

~~(a) A photoelectric or other type visible emissions detector and recorder shall be installed, calibrated, maintained, and operated on all stacks discharging the flue gases from one or more steam generator units when the heat input from wood fuels (or when the sum of the heat inputs from wood fuels and liquid or solid fossil fuels for generators not covered by Regulation .0524 or .0604 of this Subchapter) to any individual steam generator unit discharging to the stack exceeds 250 million BTU per hour and the annual average capacity factor is greater than 30 percent as demonstrated to the director by the owner or operator.~~

~~(b) The visible emissions detector instrumentation shall be zeroed and calibrated as recommended by the manufacturer.~~

~~(c) The record of these measurements shall be summarized. The summary shall show the date and duration of any violations of the applicable visible emission regulations. The summary shall be submitted to the commission at quarterly intervals. The recorder charts from which the summary is prepared shall be retained for at least one year and made available for inspection by personnel of the division of environmental management.~~

~~(d) For excess emissions not reported under any other rules of this Subchapter or Subchapter 2Q of this Chapter, the owner or operator shall report excess emissions from a source subject to the requirements of this Subchapter or Subchapter 2Q of this Chapter. The owner or operator shall report within 30 days after the end of the calender quarter to the Division. The report shall contain the following information:~~

~~(1) the name and location of the facility;~~

~~(2) the source that caused the excess emissions;~~

~~(3) the time and date the excess emissions were discovered;~~

~~(4) the cause and duration of the excess emissions;~~

~~(5) the estimated rate of emissions and the data and calculations used to determine the magnitude of the excess emissions; and~~

~~(6) the corrective actions and schedule proposed to correct the conditions causing the excess emissions.~~

Authority G.S. 143-215.3(a)(1); 143-215-65; 143-215.66; 143-215.1078(a)(4).

.0606 SOURCES COVERED BY APPENDIX P OF 40 CFR PART 51

(a) The following sources shall be monitored as described in Paragraph 2 of Appendix P of 40 CFR Part 51:

(1) fossil fuel-fired steam generators,

(2) nitric acid plants,

(3) sulfuric acid plants, and

(4) petroleum refineries.

Sources covered by Rule .0524 of this Subchapter are exempt from this Rule.

(b) The monitoring systems required under Paragraph (a) of this Rule shall meet the minimum specifications described in Paragraphs 3.3 through 3.8 of Appendix P of 40 CFR Part 51.

(c) The excess emissions recorded by the monitoring systems required to be installed under this Rule shall be reported no later than 30 days after the end of the quarter to the Division in the manner described in Paragraphs 4 and 5.1 through 5.3.3 of Appendix P of 40 CFR Part 51 except that a six-minute time period shall be deemed as an appropriate alternative opacity averaging period as described in Paragraph 4.2 of Appendix P of 40 CFR Part 51. The owner or operators of any sources subject to this Rule that are required to monitor emissions of sulfur

dioxide or nitrogen oxides under any other state or federal rule with continuous emission monitoring systems shall monitor compliance with the sulfur dioxide emission standard in Rule .0516 of this Subchapter and the nitrogen oxide emission standard in Rule .0519 or Section .1400 of this Subchapter with a continuous emission monitoring system. Sulfur dioxide and nitrogen oxide emissions shall be determined by averaging hourly continuous emission monitoring system values over a 24-hour block period beginning at midnight. Only actual hours of operation for which there are valid measurements shall be used to compute the average and average emissions must be calculated for any 24-hour block period if the boiler is operated for at least one hour. A minimum of four data points, equally spaced, is required to determine a valid hour value.

(d) For emissions of sulfur dioxide, fuel analysis may be used in place of a continuous emissions monitoring system if the source is not required to monitor emissions of sulfur dioxide using a continuous emissions monitoring system under another state or federal rule. If fuel analysis is used as an alternative method to determine emissions of sulfur dioxide, the test methods described in Parts (c)(4)(A) and (B) of Rule .0501 of this Subchapter shall be used except that gross or composite samples, gross caloric value, moisture content, and sulfur content shall be determined daily. The daily sulfur dioxide emission rate shall also be determined using fuel analysis data. No sulfur retention credit shall be granted and used for computing sulfur dioxide emission rates unless a source, on a case-by-case basis, quantitatively and empirically demonstrates that a sulfur retention of greater than 10 percent actually occurs in the boiler.

(e) Wherever the language of the referenced portion of Appendix P of 40 CFR Part 51 speaks of the "state" or "state plan", the requirements described therein shall apply to those sources to which the requirements pertain.

(f) The owner or operator of the source shall conduct a daily zero and span check of the continuous opacity monitoring system following the manufacturer's recommendations and shall comply with the requirements of Rule .0613 of this Section.

(g) The owner or operator of the source shall report to the Director no later than 30 days following the end of the quarter the following information:

(1) for fuel analysis:
- (A) the daily quantity and type of fuels burned,
- (B) the daily BTU value,
- (C) the daily sulfur content in percent by weight, and
- (D) the daily calculated sulfur dioxide emission rates expressed in the same units as the applicable standard.

(2) for continuous monitoring of emissions:
- (A) the total calculated sulfur dioxide and nitrogen oxide emission rates expressed in the same units as the applicable standard, and
- (B) other information required under Appendix P of 40 CFR Part 51.

~~(a) The owner or operator of any fuel burning unit shall determine sulfur dioxide emissions into the ambient air if the unit:~~

~~(1) burns coal or residual oil;~~

~~(2) is not required to monitor sulfur dioxide emissions by Regulations .0524 or .0604 of this Subchapter.~~

~~(3) has a total heat input of more than 250 million BTU per hour from coal and residual oil; and~~

~~(4) is required to be monitored based on its annual average capacity factor as determined from the three most recent calendar year reports to the Federal Power Commission or as otherwise demonstrated to the director by the owner or operator, as follows:~~

~~(A) If the average capacity factor of the unit for 1980, 1981, and 1982 exceeds 30 percent, the unit shall be monitored.~~

~~(B) If the average capacity factor of the unit for 1980, 1981, and 1982 does not exceed 30 percent, the unit need not be monitored.~~

~~(C) If the unit has not been in existence for three calendar years or if the unit is constructed after 1982, its three-calendar-year average capacity factor shall be determined by estimating its annual capacity factors for enough future years to allow a three-calendar-year average capacity factor to be computed. If this three-calendar-year average capacity factor exceeds 30 percent, the unit shall be monitored. If this three-calendar-year average capacity factor does not exceed 30 percent, the unit need not be monitored.~~

~~(D) Once the unit is being monitored in accordance with Subparagraphs (a)(4)(A),(C), or (E) of this Regulation, it shall continue to be monitored until its most recent three-calendar-year average capacity factor does not exceed 25 percent.~~

~~(E) Once the unit is not being monitored in accordance with Subparagraphs (a)(4)(B), (C), or (D) of this Regulation, it need not be monitored until its most recent three-calendar-year average capacity factor exceeds 35 percent. If units required to be monitored have a common exhaust or if units required to be monitored have a common exhaust with units not required to be monitored, then the common exhaust may be monitored, and the emissions need not be apportioned among the units with the common exhaust.~~

~~(b) Sulfur dioxide emissions shall be determined by:~~

~~(1) an instrument for continuously monitoring and recording sulfur dioxide emissions, or~~

~~(2) analyses of representative samples of fuels to determine BTU value and percent sulfur content, or~~

~~(3) such other procedures as may be approved by the director or his delegate.~~

~~(c) The continuous monitoring of sulfur dioxide emissions and the determination of the sulfur content of fuels shall be conducted in accordance with procedures approved by the~~

~~director or his delegate.~~

~~(d) The data to be reported quarterly to the director shall include in those cases where sulfur dioxide emissions are excess emissions:~~

~~(1) for fuel analysis:~~

~~(A) the quantity and type of fuels burned,~~

~~(B) the BTU value,~~

~~(C) the sulfur content in percent by weight, and~~

~~(D) the total calculated sulfur dioxide emissions.~~

~~(2) for continuous monitoring of emissions:~~

~~(A) the emission rate expressed in the same units as the applicable standard,~~

~~(B) the maximum instantaneous rate, and~~

~~(C) the total sulfur dioxide emissions.~~

~~Recorder charts from continuous monitoring instruments shall be retained by the company for at least one year and made available for inspection by personnel of the division of environmental management.~~

Authority G.S. 143-215.3(a)(1); 143-215.65; 143-215.66; 143-215.107(a)(4).

.0607 LARGE WOOD AND WOOD-FOSSIL FUEL COMBINATION UNITS

(a) This Rule applies to wood-fired steam generator units with a heat input from wood fuels (or the sum of the heat inputs from wood fuels and liquid or solid fossil fuels for generators not covered by Rule .0524 or .0606 of this Subchapter) that exceeds 250 million BTU per hour and with an annual average capacity factor greater than 30 percent as demonstrated to the Director by the owner or operator of the source.

(b) The owner or operator of a wood-fired steam generator unit covered under this Rule shall install, calibrate, maintain, and operate, as specified in 40 CFR Part 60 Appendix B Performance Specification 1, opacity continuous emission monitoring systems on all stacks discharging the flue gases from one or more steam generator units covered under this Rule.

(c) The owner or operator of the source shall conduct a daily zero and span check of the opacity continuous emission monitoring system following the manufacturer's recommendations and shall comply with the requirements of Rule .0613 of this Section.

~~(a) The following exceptions apply to Regulations .0604, .0605 and .0606 of this Section:~~

~~(1) A source not subject to an emission standard of Section .0500 of this Subchapter shall not be required to be monitored or reported under this Section.~~

~~(2) Monitoring and reporting during a period of monitoring system malfunction shall not be required under this Section, if the owner or operator of the source shows, to the satisfaction of the director, that the malfunction was unavoidable and is being repaired as expeditiously as practicable.~~

~~(3) Proof of continuous monitoring system performance shall be provided on request of the director when system repairs or adjustments have been made.~~

~~(b) Sources otherwise required to be monitored and reported under Regulation .0605 or .0606 of this Section shall not be required to be monitored or reported under this Section if the source is operated less than 30 days per year.~~

Authority G.S. 143-215.3(a)(1); 143-215.65; 143-215.66; 143-215.107(a)(5).

.0608 OTHER LARGE COAL OR RESIDUAL OIL BURNERS

(a) The owner or operator of any fuel burning unit shall determine sulfur dioxide emissions into the ambient air if the unit:

(1) burns coal or residual oil;

(2) is not required to monitor sulfur dioxide emissions by Rules .0524 or .0606 of this Subchapter.

(3) has a total heat input of more than 250 million BTU per hour from coal and residual oil; and

(4) has an annual average capacity factor greater than 30 percent as determined from the three most recent calendar year reports to the Federal Power Commission or as otherwise demonstrated to the Director by the owner or operator. (If the unit has not been in existence for three calendar years, its three-calendar-year average capacity factor shall be determined by estimating its annual capacity factors for enough future years to allow a three-calendar-year average capacity factor to be computed. If this three-calendar-year average capacity factor exceeds 30 percent, the unit shall be monitored. If this three-calendar-year average capacity factor does not exceed 30 percent, the unit need not be monitored.)

(b) Once the unit is being monitored in accordance with Paragraph (a) of this Rule, it shall continue to be monitored until its most recent three-calendar-year average capacity factor does not exceed 25 percent. Once the unit is not being monitored in accordance with Subparagraph (a) of this Rule, it need not be monitored until its most recent three-calendar-year average capacity factor exceeds 35 percent.

(c) If units required to be monitored have a common exhaust or if units required to be monitored have a common exhaust with units not required to be monitored, then the common exhaust may be monitored, and the sulfur dioxide emissions need not be apportioned among the units with the common exhaust.

(d) The owner or operator of the source shall determine sulfur dioxide emissions by:

(1) an instrument for continuous monitoring and recording of sulfur dioxide emissions, or

(2) analyses of representative samples of fuels to determine BTU value and percent sulfur content.

(e) The owner or operators of any sources subject to this Rule that are required to monitor emissions of sulfur dioxide under any other state or federal rule with continuous emission monitoring systems shall monitor compliance with the sulfur dioxide emission standard in Rule .0516 of this Subchapter with a continuous emission monitoring system. Sulfur dioxide

emissions shall be determined by averaging hourly continuous emission monitoring system values over a 24-hour block period beginning at midnight. Only actual hours of operation for which there are valid measurements shall be used to compute the average and average emissions must be calculated for any 24-hour block period if the boiler is operated for at least one hour. A minimum of four data points, equally spaced, is required to determine a valid hour value.

(f) For emissions of sulfur dioxide, fuel analysis may be used in place of a continuous emissions monitoring system if the source is not required to monitor emissions of sulfur dioxide using a continuous emissions monitoring system under another state or federal rule. If fuel analysis is used as an alternative method to determine emissions of sulfur dioxide, then:

(1) for coal, the test methods described in Rule .0501(c)(4)(A) of this Subchapter shall be used except that gross or composite samples, gross caloric value, moisture content, and sulfur content shall be determined daily. The daily sulfur dioxide emission rate shall also be determined using fuel analysis data. No sulfur retention credit shall be granted and used for computing sulfur dioxide emission rates unless a source, on a case-by-case basis, quantitatively and empirically demonstrates that a sulfur retention of greater than 10 percent actually occurs in the boiler.

(2) for residual oil, the test methods described in Rule .0501(c)(4)(B) of this Subchapter shall be used except that sulfur content shall be determined each time residual oil is added to the tank supplying the boiler. Residual oil shall be collected in accordance with ASTM D4177 or D4057.

(g) The owner or operator of the source shall report to the Director no later than 30 days following the end of the quarter the following information:

(1) for fuel analysis:

(A) the daily quantity and type of fuels burned,

(B) the daily BTU value,

(C) the daily sulfur content in percent by weight, and

(D) the daily calculated sulfur dioxide emission rates expressed in the same units as the applicable standard.

(2) for continuous monitoring of emissions:

(A) the total calculated sulfur dioxide emission rates expressed in the same units as the applicable standard, and

(B) other information required under Appendix P of 40 CFR Part 51.

(h) The owner or operator of the source shall conduct a daily zero and span check of the continuous emission monitoring system following the manufacturer's recommendations and shall comply with the requirements of Rule .0613 of this Section.

~~(a) All persons required to report emissions by Regulations .0524, .0525, .0604, .0605 or .0606 of this Subchapter shall have in operation a monitoring program for each affected source upon beginning operation of a new source or within 18 months after an existing source becomes subject to Regulation .0604, .0605 or .0606 of this Section. However, reasonable extensions of these deadlines may be granted as described in 40 CFR 51.18(e)(5) and Paragraph 1.3 of Appendix P of 40 CFR Part 51. The monitoring program shall remain in effect as long as the source is required to monitor and report its emissions under the requirements of this Section.~~

~~(b) All persons required to report emissions by Regulation .0605 or .0606 of this Section shall submit to the division of environmental management for review and approval a program for complying with such requirements. The program shall include a statement concerning:~~

~~(1) the qualifications of the personnel who will be doing the sampling and sample analysis,~~

~~(2) the date by which the first report will be submitted, and~~

~~(3) a description of the procedures and equipment for sampling and sample analysis.~~

Authority G.S. 143-215.3(a)(1); 143-215.65; 143-215.66; 143-215.107(a)(4).

.0610 FEDERAL MONITORING REQUIREMENTS

(a) The owner or operator of sources subject to monitoring, recordkeeping, or reporting requirements contained in:

(1) 40 CFR Part 60, New Source Performance Standards (NSPS);

(2) 40 CFR Part 61, National Emission Standards for Hazardous Air Pollutants (NESHAP);

(3) 40 CFR Part 63, Maximum Achievable Control Technology (MACT); and

(4) 40 CFR Part 75, Acid Rain;

shall comply with these requirements.

(b) An air pollutant from sources covered under Paragraph (a) of this Rule for which monitoring is not required under Paragraph (a) of this Rule shall comply with the requirements covered in Rule .0611 of this Section if the pollutant from this source is subject to an emission standard.

(c) Sources that are not subject to any monitoring, recordkeeping, or reporting requirements contained in Paragraph (a) of this Rule shall comply with the requirements contained in Rule .0611 of this Section.

~~The director is authorized to exercise all functions necessary to administer this Section and to delegate any or all such functions, except that he shall not delegate below the level of regional supervisor, Division of Environmental Management.~~

Authority G.S. 143-215.3(a)(1); 143-215.65; 143-215.66; 143-215.107(a)(4).

.0611 MONITORING EMISSIONS FROM OTHER SOURCES

(a) This Rule applies to sources or air pollutants, including toxic air pollutants, from sources that are not covered under Rule .0606, .0607, .0608, or .0610 of this Section.

(b) If the Director determines that monitoring instruments are necessary to demonstrate compliance with rules in this Subchapter or Subchapter 2Q of this Chapter or with an

emission standard or permit condition, the owner or operator of a source shall:

(1) install, calibrate, operate, and maintain, in accordance with applicable performance specifications in 40 CFR Part 60 Appendix B, process and control equipment monitoring instruments or procedures as necessary to demonstrate compliance with the emission standards of this Subchapter and Subchapter 2Q of this Chapter;

(2) comply with the requirements of Rule .0613 of this Section; and

(3) maintain, in writing, data and reports of any monitoring instruments or procedures necessary to comply with Subparagraph (1) of this Paragraph that will document the compliance status of the sources or control equipment.

(c) If the Director determines that monitoring instruments are necessary to demonstrate good operation and maintenance, the owner or operator of a source shall:

(1) install, calibrate, operate, and maintain, in accordance with applicable performance specifications in 40 CFR Part 60 Appendix B, process and control equipment monitoring instruments or procedures as necessary to demonstrate good operation and maintenance;

(2) comply with the requirements of Rule .0613 of this Section unless the Director finds that compliance with the quality assurance provisions of 40 CFR Part 51, Appendix P, or 40 CFR 60.13 are adequate to assure the quality of the data; and

(3) maintain, in writing, data and reports of any monitoring instruments or procedures necessary to comply with Subparagraph (1) of this Paragraph that will document that good operation and maintenance is being achieved.

(d) If the Director determines that monitoring instruments are not necessary to demonstrate compliance with rules in this Subchapter or Subchapter 2Q of this Chapter or with an emission standard or permit condition, the owner or operator of a source shall maintain records of production rates, throughputs, material usage, and other process operational information as is necessary to determine compliance with the facility's permit and all applicable requirements.

Authority G.S. 143-215.3(a)(1); 143-215.65; 143-215.66; 143-215.107(a)(4).

.0612 ALTERNATIVE MONITORING AND REPORTING PROCEDURES

(a) With the exceptions in Paragraph (b) of this Rule, the owner or operator of a source may petition the Director to allow monitoring or data reporting procedures varying from those prescribed by a rule of Subchapter 2D or 2Q of this Chapter. When petitioning for alternative monitoring or data reporting procedures, the owner or operator shall follow the procedures of Paragraph (c) of this Rule.

(b) This Rule does not apply to monitoring or reporting requirements of 40 CFR Part 60, 61, 63, or 75.

(c) When petitioning for alternative monitoring or data reporting procedures, the owner or operator of the source shall submit a written petition to the Director that shall include:

(1) the name and address of the company and the name and telephone number of a principal executive officer specified in 15A NCAC 2Q .0304(j) or responsible official specified in 15A NCAC 2Q .0520 over whose signature the petition is submitted;

(2) a description of the sources at the facility to which the petition applies;

(3) identification of the rule or rules for which the alternative is sought;

(4) the basis or reason that alternative monitoring and reporting procedure is more desirable than those prescribed by the rule;

(5) a proposal of alternative monitoring and reporting procedure;

(6) a demonstration that the alternative procedure is at least as accurate as that prescribed by the rule;

(7) a showing that one or more of the following conditions exist:

(A) a continuous monitoring system or other device prescribed by the rule would not provide accurate determinations of emissions;

(B) the emissions from two or more sources of significantly different design and operating characteristics are combined before release to the atmosphere or the emissions are released to the atmosphere through more than one point;

(C) the requirements prescribed by the rule would impose an extreme economic burden on the source owner or operator (The determination of an extreme economic burden shall be made on the basis of whether meeting the requirements prescribed by the rule would produce serious hardship without equal or greater benefit to the public);

(D) the monitoring systems prescribed by the rule cannot be installed because of physical limitations at the facility (The determination of such limitations shall be made on the basis of whether meeting the requirements prescribed by this Rule would necessitate significant reconstruction of the facility); or

(E) the alternative monitoring or reporting procedure is more accurate and precise than that prescribed by the rule;

(8) any other information that the petitioner believes would be helpful to the Director in evaluating the application.

(d) The Director may require the petitioner to submit other information that the Director considers necessary to evaluate the proposed monitoring or reporting procedures.

(e) The Director shall approve the petition for alternative monitoring and reporting procedures if:

(1) The petition is submitted in accordance with this Rule

and contains all the information required by Paragraph (c) of this Rule;

(2) The Director finds the petition satisfies the showing required by Subparagraph (c)(7) of this Rule;

(3) The Director finds that the proposed alternative monitoring or data reporting procedures are at least as accurate and precise as those prescribed by the rule, permit condition or enforcement settlement; and

(4) The facility is in compliance with, or under a schedule for compliance with, all applicable air quality rules.

(f) When monitoring or reporting requirements differ from those specified in the appropriate rule in this Subchapter or Subchapter 2Q of this Chapter are approved by the Director, the permit shall contain a condition stating such monitoring or reporting requirements.

Authority G.S. 143-215.3(a)(1); 143-215.65; 143-215.66; 143-215.107(a)(4).

.0613 QUALITY ASSURANCE PROGRAM

(a) Any person required to operate a monitoring device by this Subchapter or Subchapter 2Q of this Chapter shall develop and implement a quality assurance program for the monitoring device.

(b) The Director shall require the owner or operator of a facility required to operate a monitoring device by this Subchapter or Subchapter 2Q of this Chapter to submit a quality assurance program if:

(1) The maximum actual emission rate is more than 75 percent of the applicable emission standard;

(2) The facility has violated an emission standard or a permit condition; or

(3) The facility has failed to obtain quality assured data.

The quality assurance program shall be submitted to the Director within 60 days upon receipt of request.

(c) Except for gaseous continuous emission monitoring systems, the quality assurance program required by Paragraph (a) or (b) of this Rule shall include, if applicable:

(1) procedures and frequencies for calibration,

(2) standards traceability,

(3) operational checks,

(4) maintenance,

(5) auditing,

(6) data validation, and

(7) a schedule for implementing the quality assurance program.

Continuous opacity monitoring systems may satisfy the requirements of Paragraph (a) of this Rule by complying with 40 CFR Part 51, Method 203. Except for opacity monitors and gaseous continuous emission monitoring systems, a manufacturer's recommended quality assurance procedure may be used as a quality assurance program if it provides an adequate quality assurance program.

(d) Owner or operators that operate continuous emission monitoring systems for a gaseous pollutant may satisfy the requirements of Paragraph (a) or (b) of this Rule by developing and implementing a written quality assurance program containing information required by 40 CFR Part 60, Appendix F, Section 3, Quality Assurance Procedures.

(e) The owner or operator of a facility shall certify all opacity and gaseous continuous emission monitoring systems following applicable performance specifications in 40 CFR Part 60, Appendix B, within 60 days of monitor installation unless otherwise specified in permit or any other applicable rules. The owner or operator of a facility required to install an opacity or gaseous continuous emission monitoring systems shall notify the Director at least 60 days before installation unless otherwise specified in permit or in 40 CFR Part 60, 61, 63, or 75. The notification shall include plans or schematic diagrams of the proposed monitor location.

(f) Quality assurance programs for ambient monitors shall comply with the requirements in 40 CFR Part 58.

(g) A quality assurance program shall be available on-site for inspection within 30 days of monitor certification.

(h) The Director shall approve the quality assurance program within 30 days of submittal if he finds that the program will assure that the precision and accuracy of the data for the pollutants being measured are within the design limits of the instruments being used.

Authority G.S. 143-215.3(a)(1); 143-215.65; 143-215.66; 143-215.107(a)(4).

.0614 COMPLIANCE ASSURANCE MONITORING

(a) General Applicability. With the Exception of Paragraph (b) of this Rule, the requirements of this part shall apply to a pollutant-specific emissions unit at a facility required to obtain permit under 15A NCAC 2Q .0500 if the unit satisfies all of the following criteria:

(1) The unit is subject to an emission limitation or standard for the applicable regulated air pollutant (or a surrogate thereof), other than an emission limitation or standard that is exempt under Subparagraph (b)(1) of this Rule;

(2) The unit uses a control device to achieve compliance with any such emission limitation or standard; and

(3) The unit has potential pre-control device emissions of the applicable regulated air pollutant that are equal to or greater than 100 tons per year. For purposes of this Subparagraph, "potential pre-control device emissions" means the same as "potential to emit," as defined in 15A NCAC 2Q .0103, except that emission reductions achieved by the applicable control device shall not be taken into account.

(b) Exemptions.

(1) Exempt emission limitations or standards. The requirements of this Rule shall not apply to any of the following emission limitations or standards:

(A) emission limitations or standards proposed by the Administrator of the Environmental Protection Agency after November 15, 1990 pursuant to section 111 or 112 of the federal Clean Air Act;

(B) stratospheric ozone protection requirements

under title VI of the federal Clean Air Act;

(C) Acid Rain Program requirements pursuant to sections 404, 405, 406, 407(a), 407(b), or 410 of the federal Clean Air Act;

(D) emission limitations or standards or other applicable requirements that apply solely under an emissions trading program approved under the rules of this Subchapter and Subchapter 15A NCAC 2Q and that are incorporated in a permit issued under 15A NCAC 2Q .0500;

(E) an emissions cap that is approved under the rules of this Subchapter and Subchapter 15A NCAC 2Q and incorporated in a permit issued under 15A NCAC 2Q .0500;

(F) emission limitations or standards for which a permit issued under 15A NCAC 2Q .0500 specifies a continuous compliance determination method, as defined in 40 CFR 64.1. (This exemption shall not apply if the applicable compliance method includes an assumed control device emission reduction factor that could be affected by the actual operation and maintenance of the control device (such as a surface coating line controlled by an incinerator for which continuous compliance is determined by calculating emissions on the basis of coating records and an assumed control device efficiency factor based on an initial performance test; in this example, this exemption would apply to the control device and capture system, but not to the remaining elements of the coating line, such as raw material usage).

(2) Exemption for backup utility power emissions units. The requirements of this Rule shall not apply to a utility unit, as defined in 40 CFR 72.2, that is municipally-owned if the owner or operator provides documentation in a permit application submitted under 15A NCAC 2Q .0500 that:

(A) The utility unit is exempt from all monitoring requirements in 40 CFR Part 75 (including the appendices thereto);

(B) The utility unit is operated for the sole purpose of providing electricity during periods of peak electrical demand or emergency situations and will be operated consistent with that purpose throughout the permit term. The owner or operator shall provide historical operating data and relevant contractual obligations to document that this criterion is satisfied; and

(C) The actual emissions from the utility unit, based on the average annual emissions over the last three calendar years of operation (or such shorter time period that is available for units with fewer than three years of operation) are less than 50 tons per year and are expected to remain so.

(c) For the purposes of this Rule, the definitions in 40 CFR 64.1 shall apply with the following exceptions:

(1) "Applicable requirement" and "regulated air pollutant" shall have the same definition as in 15A NCAC 2Q .0103.

(2) "Part 70 or 71 permit application" means an application (including any supplement to a previously submitted application) submitted by the owner or operator to obtain a permit under 15A NCAC 2Q .0500.

(3) "Part 70 or 71 permit" means a permit issued under 15A NCAC 2Q .0500.

(4) "Permitting authority" means the Division of Air Quality.

(d) The owner or operator subject to the requirements of this Rule shall comply with these requirements:

(1) 40 CFR 64.3, Monitoring Design Criteria,

(2) 40 CFR 64.4, Submittal Requirements,

(3) 40 CFR 64.5 Deadlines for Submittals,

(4) 40 CFR 64.7, Operation of Approved Monitoring, and

(5) 40 CFR 64.9, Reporting and Recordkeeping Requirements.

(e) The Division shall follow the procedures and requirements in 40 CFR Part 64.6, Approval of Monitoring, in reviewing and approving or disapproving monitoring plans and programs submitted under this Rule.

(f) Based on the result of a determination made under 40 CFR 64.7(d)(2), the Director may require the owner or operator to develop and implement a quality improvement plan. If a quality improvement plan is required, the quality improvement plan shall be developed and implemented according to the procedures and requirements of 40 CFR 64.8, Quality Improvement Plan (QIP) Requirements.

(g) Nothing in this Rule shall:

(1) excuse the owner or operator of a source from compliance with any existing emission limitation or standard, or any existing monitoring, testing, reporting or recordkeeping requirement that may apply under federal, state, or local law, or any other applicable requirements. The requirements of this Rule shall not be used to justify the approval of monitoring less stringent than the monitoring that is required under another rule in this Subchapter or Subchapter 15A NCAC 2Q or Title 40 of the CFR and are not intended to establish minimum requirements for the purpose of determining the monitoring to be imposed under another rule in this Subchapter or Subchapter 15A NCAC 2Q or Title 40 of the CFR. The purpose of this Rule is to require, as part of the issuance of a permit under 15A NCAC 2Q .0500, improved or new monitoring at those emissions units where monitoring requirements do not exist or are inadequate to meet the requirements of this Rule;

(2) restrict or abrogate the authority of the Division to

impose additional or more stringent monitoring, recordkeeping, testing, or reporting requirements on any owner or operator of a source under any provision of this Subchapter or Subchapter 15A NCAC 2Q or the General Statutes;

(3) restrict or abrogate the authority of the Division to take any enforcement action for any violation of an applicable requirement; or

(4) restrict the authority of the Administrator of the Environmental Protection Agency or of any person to take action under Section 304 of the federal Clean Air Act as stated under 40 CFR 64.10.

Authority G.S. 143-215.3(a)(3); 143-215.65; 143-215.66; 143-215.107(a)(4).

.0615 DELEGATION

The Director may delegate his administrative and approval functions under this Section to the Deputy Director, regional air quality supervisor, or any supervisor in the Permitting, Ambient Monitoring, or Technical Services Section of the Division as he considers appropriate.

Authority G.S. 143-215.3(a)(1); 143-215.3(a)(4).

SECTION .0900 - VOLATILE ORGANIC COMPOUNDS

.0903 RECORDKEEPING: REPORTING: MONITORING

~~(a) This Rule applies to sources subject to Rules in this Section.~~

~~(b) The owner or operator of any volatile organic compound emission source or control equipment shall maintain:~~

~~(1) records detailing all activities relating to any compliance schedule in this Section;~~

~~(2) records detailing all malfunctions under Rule .0535 of this Subchapter;~~

~~(3) records of all testing conducted under Rules in this Section;~~

~~(4) records of all monitoring conducted under Paragraph (d) of this Rule; and~~

~~(5) records necessary to determine compliance as required by Paragraph (d) of this Rule.~~

~~(c) When requested by the Director, the owner or operator of any volatile organic compound emission source or control equipment shall submit reports detailing the following:~~

~~(1) General information.~~

~~(A) Type of source and process description.~~

~~(B) Schedule of operation.~~

~~(C) Quantity of volatile organic compounds emitted per day from each source.~~

~~(D) Quantity and type of wash and clean-up solvents used each day for each source.~~

~~(2) Coating line information.~~

~~(A) Method of application.~~

~~(B) Drying method used and minimum temperature.~~

~~(C) Substrate type.~~

~~(D) Substrate form.~~

~~(E) Type of coatings applied, number of each coating type applied, and quantity of each type of coating applied per day.~~

~~(F) Percent by weight of volatile organic compounds content of each coating applied.~~

~~(G) Percent by volume of solids content of each coating applied.~~

~~(H) Method used to determine volume percent solids content of coatings.~~

~~(I) Type and quantity of diluents added to each coating and percent by weight of volatile organic content of each diluent.~~

~~(3) Control equipment.~~

~~(A) Thermal incinerator:~~

~~(i) Combustion temperature.~~

~~(ii) Residence time.~~

~~(B) Catalytic incinerator:~~

~~(i) Exhaust gas temperature.~~

~~(ii) Change in temperature across catalyst bed.~~

~~(iii) Residence time.~~

~~(iv) Date of last change of catalyst bed.~~

~~(v) Date of last catalyst test and results of test.~~

~~(C) Condenser:~~

~~(i) Inlet temperature of cooling medium.~~

~~(ii) Outlet temperature of cooling medium.~~

~~(D) Emission test results:~~

~~(i) Inlet volatile organic compound concentration.~~

~~(ii) Outlet volatile organic compound concentration.~~

~~(iii) Explanation of how inlet and outlet concentrations have been determined.~~

~~(iv) Date when these concentrations were last determined.~~

~~(E) Capture system:~~

~~(i) Type of capture system.~~

~~(ii) Efficiency of capture system.~~

~~(iii) Explanation of how capture efficiency has been determined.~~

~~The owner or operator of the source shall also provide any other pertinent information to the director when requested.~~

~~(d)~~ (a) The owner or operator of any volatile organic compound emission source or control equipment shall:

(1) install, operate, and maintain process and control equipment monitoring instruments or procedures as necessary to comply with ~~Paragraphs (b) and (c) of this Rule:~~ the requirements of this Section; and

(2) maintain, in writing, data and reports relating to monitoring instruments or procedures which will, upon review, document the compliance status of the volatile organic compound emission source or control ~~equipment to the satisfaction of the Director;~~

equipment; such data and reports shall, as a minimum, be maintained daily.

~~(e) Copies of all records and reports under Paragraphs (b), (c), and (d) of this Rule shall be retained by the owner or operator for a minimum of two years after the date on which the record was made or the report submitted. However, the Director may extend the retention period in particular instances when necessary to comply with other State or federal requirements or when compliance with a particular standard requires documentation for more than two years.~~

~~(f) Copies of all records and reports under this Section shall be made available within a reasonable time to the Director upon written request.~~

(b) The owner or operator of any volatile organic compound emission source or control equipment subject to the requirements of this Section shall comply with the monitoring, recordkeeping, and reporting requirements in Section .0600 of this Subchapter.

Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5).

SECTION .1100 - CONTROL OF TOXIC AIR POLLUTANTS

.1105 FACILITY REPORTING, RECORDKEEPING

~~(a) The owner or operator of a facility emitting a toxic air pollutant shall maintain records detailing all activities related to any compliance schedule.~~

~~(b) The owner or operator of a facility emitting a toxic air pollutant shall maintain:~~

~~(1) records detailing all malfunctions under Rule .0535 of this Subchapter,~~

~~(2) records of all testing conducted under Rules in this Section and Sections .0500, .0900, or .1200 of this Subchapter.~~

~~(3) records of all monitoring conducted under Paragraph (d) of this Rule, and~~

~~(4) records necessary to determine compliance as required by Paragraph (d) of this Rule.~~

~~(c) When requested by the director, the owner or operator of a facility emitting a toxic air pollutant shall submit reports detailing the following:~~

~~(1) General information.~~

~~(A) Type of source and process description.~~

~~(B) Schedule of operation.~~

~~(C) Quantity of toxic air pollutants emitted from each source per unit of time corresponding to the ambient level in Rule .1104 of this Section.~~

~~(D) Quantity and type of wash and clean-up solvents used for each source per unit of time corresponding to the ambient level in Rule .1104 of this Section.~~

~~(2) Coating line information.~~

~~(A) Method of application.~~

~~(B) Drying method used and minimum temperature.~~

~~(C) Substrate type.~~

~~(D) Substrate form.~~

~~(E) Type of coatings applied, number of each coating type applied, and quantity of each type of coating applied per day.~~

~~(F) Percent by weight of individual toxic air pollutants contained in each coating applied.~~

~~(G) Type and weight of diluents added to each coating and percent by weight of individual toxic air pollutants of each diluent.~~

~~(3) Control equipment.~~

~~(A) Thermal incinerator.~~

~~(i) Combustion temperature.~~

~~(ii) Residence time.~~

~~(iii) Inlet gas flow rate.~~

~~(B) Catalytic incinerator.~~

~~(i) Exhaust gas temperature.~~

~~(ii) Change in temperature across catalyst bed.~~

~~(iii) Residence time.~~

~~(iv) Inlet gas flow rate.~~

~~(v) Date of last change of catalyst bed.~~

~~(vi) Date of last catalyst test and results of test.~~

~~(C) Condenser.~~

~~(i) Inlet temperature of cooling medium.~~

~~(ii) Outlet temperature of cooling medium.~~

~~(iii) Inlet gas flow rate.~~

~~(D) Carbon adsorption.~~

~~(i) Inlet gas temperature.~~

~~(ii) Inlet gas relative humidity.~~

~~(iii) Inlet concentration.~~

~~(iv) Continuous outlet concentration.~~

~~(v) Adsorption cycle time.~~

~~(vi) Inlet gas flow rate.~~

~~(E) Absorption.~~

~~(i) Inlet gas temperature.~~

~~(ii) Pressure drop through column.~~

~~(iii) Absorbent flow rate.~~

~~(iv) Inlet concentration.~~

~~(v) Continuous outlet concentration.~~

~~(vi) Inlet gas flow rate.~~

~~(F) Flare.~~

~~(i) Heat content of inlet gas.~~

~~(ii) Supplementary fuel flow rate and heat content.~~

~~(iii) Flare gas temperature.~~

~~(iv) Flare gas flow rate.~~

~~(v) Inlet gas temperature.~~

~~(vi) Inlet gas flow rate.~~

~~(G) Venturi scrubber.~~

~~(i) Pressure drop across venturi.~~

~~(ii) Inlet gas temperature.~~

~~(iii) Scrubber water flow rate.~~

~~(iv) Inlet gas flow rate.~~

~~(H) Fabric filter.~~

~~(i) Pressure drop across collection device.~~

~~(ii) Inlet gas temperature.~~
~~(iii) Inlet gas flow rate.~~
~~(iv) Air pressure on repulse jet.~~
~~(v) Inspection schedule.~~
~~(I) Electrostatic precipitator.~~
~~(i) Primary and secondary voltage.~~
~~(ii) Primary and secondary current.~~
~~(iii) Spark rate.~~
~~(iv) Cleaning frequency and intensity.~~
~~(v) Inlet gas flow rate.~~
~~(J) Emission test results.~~
~~(i) Inlet toxic air pollutant concentrations.~~
~~(ii) Outlet toxic air pollutant concentrations.~~
~~(iii) Explanation of how inlet and outlet concentrations have been determined.~~
~~(iv) Date when these concentrations were last determined.~~
~~(K) Capture system.~~
~~(i) Type of capture system.~~
~~(ii) Efficiency of capture system.~~
(iii) Explanation of how capture efficiency has been determined.

~~The owner or operator of the facility shall also provide any other pertinent information to the director when requested.~~

~~(d) The owner or operator of a facility emitting a toxic air pollutant shall:~~

~~(1) install, operate, and maintain process and/or control equipment monitoring instruments or procedures as necessary to comply with Paragraph (b) and (c) of this Rule; and~~

~~(2) maintain, in writing, data and/or reports relating to monitoring instruments or procedures which will, upon review, document the compliance status of the toxic air pollutant emission source or control equipment to the satisfaction of the director.~~

~~(3) maintain records of production rates, throughputs, material usage, and other process operational information as is necessary to determine compliance with the facility's permit.~~

~~(e) Copies of all records and reports under Paragraphs (a), (b), (c), and (d) of this Rule shall be retained by the owner or operator for a period of two years after the date on which the record was made or the report submitted, except that the director may extend the retention period in particular instances.~~

~~(f) Copies of all records and reports under this Section shall be made available to the director upon request.~~

The owner or operator of any toxic air pollutant emission source subject to the requirements of this Section shall comply with the monitoring, recordkeeping, and reporting requirements in Section .0600 of this Subchapter.

Authority G.S. 143-215.3(a)(1); 143-215.107(a)(4),(5); 143B-282.

SECTION .1200 - CONTROL OF EMISSIONS FROM INCINERATORS

.1204 REPORTING AND RECORDKEEPING

(a) ~~The reporting and recordkeeping requirements of Rule .1105 of this Subchapter shall apply to all incinerators in addition to any reporting and recordkeeping requirements that may be contained in any other rules.~~ The owner or operator of an incinerator subject to the requirements of this Section shall comply with the monitoring, recordkeeping, and reporting requirements in Section .0600 of this Subchapter.

(b) The owner or operator of an incinerator, except an incinerator meeting the requirements of 15A NCAC 2D .1201(e), shall maintain and operate a continuous temperature monitoring and recording device for the primary chamber and, where there is a secondary chamber, for the secondary chamber. The Director may require a temperature monitoring device for incinerators meeting the requirements of 15A NCAC 2D .1201(e). The owner or operator of an incinerator that has installed air pollution abatement equipment to reduce emissions of hydrogen chloride shall install, operate, and maintain continuous monitoring equipment to measure pH for wet scrubber systems and rate of alkaline injection for dry scrubber systems. The Director shall require the owner or operator of an incinerator with a permitted charge rate of 750 pounds per hour or more to install, operate, and maintain continuous monitors for oxygen or for carbon monoxide or both as necessary to determine proper operation of the incinerator. The Director may require the owner or operator of an incinerator with a permitted charge rate of less than 750 pounds per hour to install, operate, and maintain monitors for oxygen or for carbon monoxide or both as necessary to determine proper operation of the incinerator.

(c) In addition to the requirements of Paragraphs (a) and (b) of this Rule, the owner or operator of a sewage sludge incinerator shall:

(1) install, operate, and maintain, for each incinerator, continuous emission monitors to determine the following:
(A) total hydrocarbon concentration of the incinerator stack exit gas in accordance with 40 CFR 503.45(a) unless the requirements for continuously monitoring carbon monoxide as provided in 40 CFR 503.40(c) are satisfied;
(B) oxygen concentration of the incinerator stack exit gas; and
(C) moisture content of the incinerator stack exit gas;

(2) monitor the concentrations of beryllium and mercury from the sludge fed to the incinerator at least as frequently as required under Rule .1110 of this Subchapter but in no case less than once per year;

(3) monitor the concentrations of arsenic, cadmium, chromium, lead, and nickel in the sewage sludge fed to the incinerator at least as frequently as required under 40 CFR 503.46(a)(2) and (3);

(4) determine mercury emissions by use of Method 105 of 40 CFR Part 61, Appendix B, where applicable to 40 CFR 61.55(a);

(5) maintain records of all material required under Rules

.1203 and .1204 of this Section in accordance with 40 CFR 503.47; and

(6) for class I sludge management facilities (as defined in 40 CFR 503.9), POTWs (as defined in 40 CFR 501.2) with a design flow rate equal to or greater than one million gallons per day, and POTWs that serve a population of 10,000 people or greater, submit the information recorded in Subparagraph (c)(4) of this Rule to the Director on or before February 19 of each year.

(d) In addition to the requirements of Paragraphs (a) and (b) of this Rule, the owner or operator of a small or large municipal waste combustor plant shall:

(1) install, operate, and maintain, for each municipal waste combustor, continuous emission monitors to determine the following:
   (A) opacity in accordance with 40 CFR 60.58b(c).
   (B) sulfur dioxide in accordance with 40 CFR 60.58b(e).
   (C) nitrogen dioxide in accordance with 40 CFR 60.58b(h). (This requirement applies only to large municipal waste combustor plants).

(2) maintain records of the information listed in 40 CFR 60.59b, Paragraphs (d)(1) through (d)(15) for a period of at least five years.

(3) following the initial compliance tests as required under Rule .1203 of this Section, submit the information specified in 40 CFR 60.59b, Paragraphs (f)(1) through (f)(6), in the initial performance test report.

(4) following the first year of municipal combustor operation, submit an annual report including the information specified in 40 CFR 60.59b, Paragraphs (g)(1) through (g)(4), as applicable, no later than February 1 of each year following the calendar year in which the data were collected. Once the unit is subject to permitting requirements under 15A NCAC 2Q .0500, the owner or operator of an affected facility must submit these reports semiannually.

(5) submit a semiannual report that includes information specified in 40 CFR 60.59b, Paragraphs (h)(1) through (h)(5), for any recorded pollutant or parameter that does not comply with the pollutant or parameter limit specified in this Section, according to the schedule in 40 CFR 60.59b(h)(6).

~~(e) All monitoring devices and systems required by this Rule shall be subject to a quality assurance program approved by the Director. Such quality assurance program shall include procedures and frequencies for calibration, standards traceability, operational checks, maintenance, auditing, data validation, and a schedule for implementing the quality assurance program.~~

Authority G.S. 143-215.3(a)(1); 143-215.107(a)(4),(5).

SECTION .1400 - NITROGEN OXIDES

.1404 RECORDKEEPING: REPORTING: MONITORING

(a) The owner or operator of any source subject to the requirements of this Section shall comply with the monitoring, recordkeeping and reporting requirements in Section .0600 of this Subchapter and shall maintain all records necessary for determining compliance with all applicable RACT limitations and standards of this Section for at least five years after.

(b) When requested by the Director, the owner or operator of any source subject to the requirements of this Section shall submit to the Director any information necessary to determine the compliance status of an affected source.

(c) Within 30 days of becoming aware of an occurrence of excess emissions from a source subject to the requirements of this Section, the owner or operator shall notify the Director and provide the following information:

(1) the name and location of the facility;

(2) the source that caused the excess emissions;

(3) the time and date the excess emissions were discovered;

(4) the cause and duration of the excess emissions;

(5) for sources subject to a RACT limitation, the estimated rate of emissions and the data and calculations used to determine the magnitude of the excess emissions; and

(6) the corrective actions and schedule proposed to correct the conditions causing the excess emissions.

(d) When required, the owner or operator of a source subject to the requirements of this Section shall operate and maintain a continuous emission monitoring system in accordance with 40 CFR, Part 60, Appendix F.

(e) Data from continuous emissions monitoring systems shall be available for at least 95 percent of the operating hours for the applicable averaging period, where four equally spaced readings constitute a valid hour. If data from continuous emission monitoring systems is not available for at least 95 percent of the time that the source is operated, the procedures in 40 CFR 75.33 shall apply.

(f) When compliance with a RACT limitation established for a source subject to the requirements of this Section is determined using a continuous emissions monitoring system, a 24-hour rolling average computed and recorded each hour from April 1 through October 31 shall be used.

(g) When compliance with a RACT limitation established for a source subject to the requirements of this Section is not determined using a continuous emissions monitoring system, compliance shall be determined using source testing in accordance with 40 CFR, Part 60, Appendix A, or any equivalent test method, approved by the Director. Where source testing is used to determine compliance with a RACT limitation established in accordance with this Section, testing shall be conducted at least annually in accordance with Rule .1415 of this Section.

Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5).

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Notice is hereby given in accordance with G.S. 150B-21.2 that the DENR - Commission for Health Services intends to amend rules cited as 15A NCAC 13A .0109 - .0111. Notice of Rule-making Proceedings was published in the Register on October 1, 1997.

Proposed Effective Date: *April 1, 1999*

A Public Hearing *will be conducted at 2:30 p.m. on August 5, 1998 at the Archdale Building, Ground Floor Hearing Room, 512 N. Salisbury St., Raleigh, NC 27611.*

Reason for Proposed Action:
15A NCAC 13A .0109 *- The proposed amendment redesignates Paragraph (z) "Appendices to Part 264" as Paragraph (aa), and adds 40 CFR 264.1200 through 264.1202 (Subpart EE), "Hazardous Waste Munitions and Explosives Storage" as a new Paragraph (z).*
15A NCAC 13A .0110 *- The proposed amendment redesignates Paragraph (w) "Appendices to 40 CFR Part 265" as Paragraph (x) and adds 40 CFR 265.1200 through 265.1202 (Subpart EE), "Hazardous Waste Munitions and Explosives Storage", as a new Paragraph (w).*
15A NCAC 13A .0111 *- The proposed amendment adds 40 CFR 266.200 through 266.206 (Subpart M), "Military Munitions" to 15A NCAC 13A .0111(d); and a technical change in Paragraph (c) replaces 266.122 with 266.112.*

Comment Procedures: *Comments will be accepted through August 5, 1998. Written comments may be submitted to James A. Carter, Chief, Hazardous Waste Section, Division of Waste Management, PO Box 29603, Raleigh, NC 27611-9603.*

Fiscal Note: *These Rules do not affect the expenditures or revenues of state or local government funds. These Rules do not have a substantial economic impact of at least five million dollars ($5,000,000) in a 12-month period.*

CHAPTER 13 - SOLID WASTE MANAGEMENT

SUBCHAPTER 13A - HAZARDOUS WASTE MANAGEMENT

SECTION .0100 - HAZARDOUS WASTE

.0109 STANDARDS FOR OWNERS/OPERATORS OF HWTSD FACILITIES - PART 264

(a) Any person who treats, stores or disposes of hazardous waste shall comply with the requirements set forth in this Section. The treatment, storage or disposal of hazardous waste is prohibited except as provided in this Section.

(b) 40 CFR 264.1 through 264.4 (Subpart A), "General", are incorporated by reference including subsequent amendments and editions.

(c) 40 CFR 264.10 through 264.19 (Subpart B), "General Facility Standards", are incorporated by reference including subsequent amendments and editions.

(d) 40 CFR 264.30 through 264.37 (Subpart C), "Preparedness and Prevention", are incorporated by reference including subsequent amendments and editions.

(e) 40 CFR 264.50 through 264.56 (Subpart D), "Contingency Plan and Emergency Procedures", are incorporated by reference including subsequent amendments and editions.

(f) 40 CFR 264.70 through 264.77 (Subpart E), "Manifest System, Recordkeeping, and Reporting", are incorporated by reference including subsequent amendments and editions.

(g) 40 CFR 264.90 through 264.101 (Subpart F), "Releases From Solid Waste Management Units", are incorporated by reference including subsequent amendments and editions. For the purpose of this incorporation by reference, "January 26, 1983" shall be substituted for "July 26, 1982" contained in 40 CFR 264.90(a)(2).

(h) 40 CFR 264.110 through 264.120 (Subpart G), "Closure and Post-Closure", are incorporated by reference including subsequent amendments and editions.

(i) 40 CFR 264.140 through 264.151 (Subpart H), "Financial Requirements", are incorporated by reference including subsequent amendments and editions, except that 40 CFR 264.143(a)(3), (a)(4), (a)(5), (a)(6), 40 CFR 264.145(a)(3), (a)(4), (a)(5), and 40 CFR 264.151(a)(1), Section 15 are not incorporated by reference.

(1) The following shall be substituted for the provisions of 40 CFR 264.143(a)(3) which were not incorporated by reference:
The owner or operator shall deposit the full amount of the closure cost estimate at the time the fund is established. Within 1 year of the effective date of these Rules, an owner or operator using a closure trust fund established prior to the effective date of these Rules shall deposit an amount into the fund so that its value after this deposit at least equals the amount of the current closure cost estimate, or shall obtain other financial assurance as specified in this Section.

(2) The following shall be substituted for the provisions of 40 CFR 264.143(a)(6) which were not incorporated by reference:
After the trust fund is established, whenever the current closure cost estimate changes, the owner or operator shall compare the new estimate with the trustee's most recent annual valuation of the trust fund. If the value of the fund is less than the amount of the new estimate, the owner or operator within 60 days after the change in the cost estimate, shall either deposit an amount into the fund so that its value after this deposit at least equals the amount of the current closure cost estimate, or obtain other financial assurance as specified in this section to cover the difference.

(3) The following shall be substituted for the provisions of 40 CFR 264.145(a)(3) which were not incorporated by reference:

(A) Except as otherwise provided in Paragraph (i)(3)(B) of this Section, the owner or operator shall deposit the full amount of the post-closure cost estimate at the time the fund is established.

(B) If the Department finds that the owner or operator of an inactive hazardous waste disposal unit cannot provide financial assurance for post-closure through any other option (e.g. surety bond, letter of credit, or corporate guarantee), a plan for annual payments to the trust fund over the term of the RCRA post-closure permit may be established by the Department as a permit condition.

(4) The following additional requirement shall apply: The trustee shall notify the Department of payment to the trust fund, by certified mail within 10 days following said payment to the trust fund. The notice shall contain the name of the Grantor, the date of payment, the amount of payment, and the current value of the trust fund.

(j) 40 CFR 264.170 through 264.179 (Subpart I), "Use and Management of Containers", are incorporated by reference including subsequent amendments and editions.

(k) 40 CFR 264.190 through 264.200 (Subpart J), "Tank Systems", are incorporated by reference including subsequent amendments and editions.

(l) The following are requirements for Surface Impoundments:

(1) 40 CFR 264.220 through 264.232 (Subpart K), "Surface Impoundments", are incorporated by reference including subsequent amendments and editions.

(2) The following are additional standards for surface impoundments:

(A) The liner system shall consist of at least two liners;

(B) Artificial liners shall be equal to or greater than 30 mils in thickness;

(C) Clayey liners shall be equal to or greater than five feet in thickness and have a maximum permeability of 1.0 x 10-7 cm/sec;

(D) Clayey liner soils shall have the same characteristics as described in Subparts (r)(4)(B)(ii), (iii), (iv), (vi) and (vii) of this Rule;

(E) A leachate collection system shall be constructed between the upper liner and the bottom liner;

(F) A leachate detection system shall be constructed below the bottom liner; and

(G) Surface impoundments shall be constructed in such a manner to prevent landsliding, slippage or slumping.

(m) 40 CFR 264.250 through 264.259 (Subpart L), "Waste Piles", are incorporated by reference including subsequent amendments and editions.

(n) 40 CFR 264.270 through 264.283 (Subpart M), "Land Treatment", are incorporated by reference including subsequent amendments and editions.

(o) 40 CFR 264.300 through 264.317 (Subpart N), "Landfills", are incorporated by reference including subsequent amendments and editions.

(p) A long-term storage facility shall meet groundwater protection, closure and post-closure, and financial requirements for disposal facilities as specified in Paragraphs (g), (h), and (i) of this Rule.

(q) 40 CFR 264.340 through 264.351 (Subpart O), "Incinerators", are incorporated by reference including subsequent amendments and editions.

(r) The following are additional location standards for facilities:

(1) In addition to the location standards set forth in 15A NCAC 13A ~~.0009(c),~~ .0109(c), the Department, in determining whether to issue a permit for a hazardous waste management facility, shall consider the risks posed by the proximity of the facility to water table levels, flood plains, water supplies, public water supply watersheds, mines, natural resources such as wetlands, endangered species habitats, parks, forests, wilderness areas, and historical sites, and population centers and shall consider whether provision has been made for adequate buffer zones. The Department shall also consider ground water travel time, soil pH, soil cation exchange capacity, soil composition and permeability, slope, climate, local land use, transportation factors such as proximity to waste generators, route, route safety, and method of transportation, aesthetic factors such as the visibility, appearance, and noise level of the facility; potential impact on air quality, existence of seismic activity and cavernous bedrock.

(2) The following minimum separation distances shall be required of all hazardous waste management facilities except that existing facilities shall be required to meet these minimum separation distances to the maximum extent feasible:

(A) All hazardous waste management facilities shall be located at least 0.25 miles from institutions including but not limited to schools, health care facilities and prisons, unless the owner or operator can demonstrate that no unreasonable risks shall be posed by the proximity of the facility.

(B) All hazardous waste treatment and storage facilities shall comply with the following separation distances: all hazardous waste shall be treated and stored a minimum of 50 feet from the property line of the facility; except that all hazardous waste with ignitable, incompatible or reactive characteristics shall be treated and stored a minimum of 200 feet from

the property line of the facility if the area adjacent to the facility is zoned for any use other than industrial or is not zoned.

(C) All hazardous waste landfills, long-term storage facilities, land treatment facilities and surface impoundments, shall comply with the following separation distances:

(i) All hazardous waste shall be located a minimum of 200 feet from the property line of the facility.

(ii) Each hazardous waste landfill, long-term storage or surface impoundment facility shall be constructed so that the bottom of the facility is 10 feet or more above the historical high ground water level. The historical high ground water level shall be determined by measuring the seasonal high ground water levels and predicting the long-term maximum high ground water level from published data on similar North Carolina topographic positions, elevations, geology, and climate; and

(iii) All hazardous waste shall be located a minimum of 1,000 feet from the zone of influence of any existing off-site ground water well used for drinking water, and outside the zone of influence of any existing or planned on-site drinking water well.

(D) Hazardous waste storage and treatment facilities for liquid waste that is classified as TC toxic, toxic, or acutely toxic and is stored or treated in tanks or containers shall not be located:

(i) in the recharge area of an aquifer which is designated as an existing sole drinking water source as defined in the Safe Drinking Water Act, Section .1424(e) [42 U.S.C. 300h-3(e)] unless an adequate secondary containment system is constructed, and after consideration of applicable factors in Subparagraph (r)(3) of this Rule, the owner or operator can demonstrate no unreasonable risk to public health;

(ii) within 200 feet of surface water impoundments or surface water stream with continuous flow as defined by the United States Geological Survey;

(iii) in an area that will allow direct surface or subsurface discharge to WS-I, WS-II or SA waters or a Class III Reservoir as defined in 15A NCAC 2B .0200 and 15A NCAC 18C .0102;

(iv) in an area that will allow direct surface or subsurface discharge to the watershed for a Class I or II Reservoir as defined in 15A NCAC 18C .0102;

(v) within 200 feet horizontally of a 100-year floodplain elevation;

(vi) within 200 feet of a seismically active area as defined in Paragraph (c) of this Rule; and

(vii) within 200 feet of a mine, cave, or cavernous bedrock.

(3) The Department may require any hazardous waste management facility to comply with greater separation distances or other protective measures necessary to avoid unreasonable risks posed by the proximity of the facility to water table levels, flood plains, water supplies, public water supply watersheds, mines, natural resources such as wetlands, endangered species habitats, parks, forests, wilderness areas, and historical sites, and population centers or to provide an adequate buffer zone. The Department may also require protective measures necessary to avoid unreasonable risks posed by the soil pH, soil cation exchange capacity, soil composition and permeability, climate, transportation factors such as proximity to waste generators, route, route safety, and method of transportation, aesthetic factors such as the visibility, appearance, and noise level of the facility, potential impact on air quality, and the existence of seismic activity and cavernous bedrock. In determining whether to require greater separation distances or other protective measures, the Department shall consider the following factors:

(A) All proposed hazardous waste activities and procedures to be associated with the transfer, storage, treatment or disposal of hazardous waste at the facility;

(B) The type of hazardous waste to be treated, stored, or disposed of at the facility;

(C) The volume of waste to be treated, stored, or disposed of at the facility;

(D) Land use issues including the number of permanent residents in proximity to the facility and their distance from the facility;

(E) The adequacy of facility design and plans for containment and control of sudden and non-sudden accidental events in combination with adequate off-site evacuation of potentially adversely impacted populations;

(F) Other land use issues including the number of institutional and commercial structures such as airports and schools in proximity to the facility, their distance from the facility, and the particular nature of the activities that take place in those structures;

(G) The lateral distance and slope from the facility to surface water supplies or to watersheds draining directly into surface water supplies;

(H) The vertical distance, and type of soils and geologic conditions separating the facility from the water table;

(I) The direction and rate of flow of ground water from the sites and the extent and reliability of on-site and nearby data concerning seasonal and long-term groundwater level fluctuations;

(J) Potential air emissions including rate, direction of movement, dispersion and exposure, whether from planned or accidental, uncontrolled releases; and

(K) Any other relevant factors.

(4) The following are additional location standards for landfills, long-term storage facilities and hazardous waste surface impoundments:

(A) A hazardous waste landfill, long-term storage, or a surface impoundment facility shall not be located:

(i) In the recharge area of an aquifer which is an existing sole drinking water source;

(ii) Within 200 feet of a surface water stream with continuous flow as defined by the United States Geological Survey;

(iii) In an area that will allow direct surface or subsurface discharge to WS-I, WS-II or SA waters or a Class III Reservoir as defined in 15A NCAC 2B .0200 and 15A NCAC 18C .0102;

(iv) In an area that will allow direct surface or subsurface discharge to a watershed for a Class I or II Reservoir as defined in 15A NCAC 18C .0102;

(v) Within 200 feet horizontally of a 100-year flood hazard elevation;

(vi) Within 200 feet of a seismically active area as defined in Paragraph (c) of this Rule; and

(vii) Within 200 feet of a mine, cave or cavernous bedrock.

(B) A hazardous waste landfill or long-term storage facility shall be located in highly weathered, relatively impermeable clayey formations with the following soil characteristics:

(i) The depth of the unconsolidated soil materials shall be equal to or greater than 20 feet;

(ii) The percentage of fine-grained soil material shall be equal to or greater than 30 percent passing through a number 200 sieve;

(iii) Soil liquid limit shall be equal to or greater than 30;

(iv) Soil plasticity index shall be equal to or greater than 15;

(v) Soil compacted hydraulic conductivity shall be a maximum of 1.0×10^{-7} cm/sec;

(vi) Soil Cation Exchange Capacity shall be equal to or greater than 5 milliequivalents per 100 grams;

(vii) Soil Potential Volume Change Index shall be equal to or less than 4; and

(viii) Soils shall be underlain by a competent geologic formation having a rock quality designation equal to or greater than 75 percent unless other geological conditions afford adequate protection of public health and the environment.

(C) A hazardous waste landfill or long-term storage facility shall be located in areas of low to moderate relief to the extent necessary to prevent landsliding or slippage and slumping. The site may be graded to comply with this standard.

(5) All new hazardous waste impoundments that close with hazardous waste residues left in place shall comply with the standards for hazardous waste landfills in Subparagraph (r)(4) of this Rule unless the applicant can demonstrate that equivalent protection of public health and environment is afforded by some other standard.

(6) The owners and operators of all new hazardous waste management facilities shall construct and maintain a minimum of two observation wells, one upgradient and one downgradient of the proposed facility; and shall establish background groundwater concentrations and monitor annually for all hazardous wastes that the owner or operator proposes to store, treat, or dispose at the facility.

(7) The owners and operators of all new hazardous waste facilities shall demonstrate that the community has had an opportunity to participate in the siting process by complying with the following:

(A) The owners and operators shall hold at least one public meeting in the county in which the facility is to be located to inform the community of all hazardous waste management activities including but not limited to: the hazardous properties of the waste to be managed; the type of management proposed for the wastes; the mass and volume of the wastes; and the source of the wastes; and to allow the community to identify specific health, safety and environmental concerns or problems expressed by the community related to the hazardous waste activities associated with the facility. The owners and operators shall provide a public notice of this meeting at least 30 days prior to the meeting. Public notice shall be documented in the facility permit application. The owners and operators shall

submit as part of the permit application a complete written transcript of the meeting, all written material submitted that represents community concerns, and all other relevant written material distributed or used at the meeting. The written transcript and other written material submitted or used at the meeting shall be submitted to the local public library closest to and in the county of the proposed site with a request that the information be made available to the public.

(B) For the purposes of this Rule, public notice shall include: notification of the boards of county commissioners of the county where the proposed site is to be located and all contiguous counties in North Carolina; a legal advertisement placed in a newspaper or newspapers serving those counties; and provision of a news release to at least one newspaper, one radio station, and one TV station serving these counties. Public notice shall include the time, place, and purpose of the meetings required by this Rule.

(C) No less than 30 days after the first public meeting transcript is available at the local public library, the owners and operators shall hold at least one additional public meeting in order to attempt to resolve community concerns. The owners and operators shall provide public notice of this meeting at least 30 days prior to the meeting. Public notice shall be documented in the facility permit application. The owners and operators shall submit as part of the permit application a complete written transcript of the meeting, all written material submitted that represents community concerns, and all other relevant written material distributed or used at the meeting.

(D) The application, written transcripts of all public meetings and any additional material submitted or used at the meetings, and any additions or corrections to the application, including any responses to notices of deficiencies shall be submitted to the local library closest to and in the county of the proposed site, with a request that the information be made available to the public until the permit decision is made.

(E) The Department shall consider unresolved community concerns in the permit review process and impose final permit conditions based on sound scientific, health, safety, and environmental principles as authorized by applicable laws or rules.

(s) 40 CFR 264.552 through 264.553 (Subpart S), "Corrective Action for Solid Waste Management Units", are incorporated by reference including subsequent amendments and editions.

(t) 40 CFR 264.570 through 264.575 (Subpart W), "Drip Pads", are incorporated by reference including subsequent amendments and editions.

(u) 40 CFR 264.600 through 264.603 (Subpart X), "Miscellaneous Units", are incorporated by reference including subsequent amendments and editions.

(v) 40 CFR 264.1030 through 264.1049 (Subpart AA), "Air Emission Standards for Process Vents", are incorporated by reference including subsequent amendments and editions.

(w) 40 CFR 264.1050 through 264.1079 (Subpart BB), "Air Emission Standards for Equipment Leaks", are incorporated by reference including subsequent amendments and editions.

(x) 40 CFR 264.1080 through 264.1091 (Subpart CC), "Air Emission Standards for Tanks, Surface Impoundments, and Containers", are incorporated by reference including subsequent amendments and editions.

(y) 40 CFR 264.1100 through 264.1102 (Subpart DD), "Containment Buildings", are incorporated by reference including subsequent amendments and editions.

(z) 40 CFR 264.1200 through 264.1202 (Subpart EE), "Hazardous Waste Munitions and Explosives Storage", are incorporated by reference including subsequent amendments and editions.

(aa) ~~(z)~~ Appendices to 40 CFR Part 264 are incorporated by reference including subsequent amendments and editions.

Authority G.S. 130A-294(c); 150B-21.6.

.0110 INTERIM STATUS STDS FOR OWNERS-OP OF HWTSD FACILITIES - PART 265

(a) 40 CFR 265.1 through 265.4 (Subpart A), "General", are incorporated by reference including subsequent amendments and editions.

(b) 40 CFR 265.10 through 265.19 (Subpart B), "General Facility Standards", are incorporated by reference including subsequent amendments and editions.

(c) 40 CFR 265.30 through 265.37 (Subpart C), "Preparedness and Prevention", are incorporated by reference including subsequent amendments and editions.

(d) 40 CFR 265.50 through 265.56 (Subpart D), "Contingency Plan and Emergency Procedures", are incorporated by reference including subsequent amendments and editions.

(e) 40 CFR 265.70 through 265.77 (Subpart E), "Manifest System, Recordkeeping, and Reporting", are incorporated by reference including subsequent amendments and editions.

(f) 40 CFR 265.90 through 265.94 (Subpart F), "Ground-Water Monitoring", are incorporated by reference including subsequent amendments and editions.

(g) 40 CFR 265.110 through 265.120 (Subpart G), "Closure and Post-Closure", are incorporated by reference including subsequent amendments and editions.

(h) 40 CFR 265.140 through 265.151 (Subpart H), "Financial Requirements", are incorporated by reference including subsequent amendments and editions, except that 40 CFR 265.143(a)(3), (a)(4), (a)(5), (a)(6), and 40 CFR 265.145(a)(3), (a)(4), (a)(5), are not incorporated by reference.

(1) The following shall be substituted for the provisions of 40 CFR 265.143(a)(3) which were not incorporated by reference:
The owner or operator shall deposit the full amount of the closure cost estimate at the time the fund is established. Within 1 year of the effective date of these Rules, an owner or operator using a closure trust fund established prior to the effective date of these Rules shall deposit an amount into the fund so that its value after this deposit at least equals the amount of the current closure cost estimate, or shall obtain other financial assurance as specified in this Section.

(2) The following shall be substituted for the provisions of 40 CFR 265.143(a)(6) which were not incorporated by reference:
After the trust fund is established, whenever the current closure cost estimate changes, the owner or operator shall compare the new estimate with the trustee's most recent annual valuation of the trust fund. If the value of the fund is less than the amount of the new estimate, the owner or operator within 60 days after the change in the cost estimate, shall either deposit an amount into the fund so that its value after this deposit at least equals the amount of the current closure cost estimate, or obtain other financial assurance as specified in this Section to cover the difference.

(3) The following shall be substituted for the provisions of 40 CFR 265.145(a)(3) which were not incorporated by reference:

(A) Except as otherwise provided in Paragraph (h)(3)(B) of this Section, the owner or operator shall deposit the full amount of the post-closure cost estimate at the time the fund is established.

(B) If the Department finds that the owner or operator of an inactive hazardous waste disposal unit cannot provide financial assurance for post-closure through any other option (e.g. surety bond, letter of credit, or corporate guarantee), a plan for annual payments to the trust fund during the interim status period may be established by the Department by use of an Administrative Order.

(i) 40 CFR 265.170 through 265.178 (Subpart I), "Use and Management of Containers", are incorporated by reference including subsequent amendments and editions. Additionally, the owner or operator shall keep records and results of required inspections for at least three years from the date of the inspection.

(j) 40 CFR 265.190 through 265.202 (Subpart J), "Tank Systems", are incorporated by reference including subsequent amendments and editions.

(k) 40 CFR 265.220 through 265.231 (Subpart K), "Surface Impoundments", are incorporated by reference including subsequent amendments and editions.

(l) 40 CFR 265.250 through 265.260 (Subpart L), "Waste Piles", are incorporated by reference including subsequent amendments and editions.

(m) 40 CFR 265.270 through 265.282 (Subpart M), "Land Treatment", are incorporated by reference including subsequent amendments and editions.

(n) 40 CFR 265.300 through 265.316 (Subpart N), "Landfills", are incorporated by reference including subsequent amendments and editions.

(o) 40 CFR 265.340 through 265.352 (Subpart O), "Incinerators", are incorporated by reference including subsequent amendments and editions.

(p) 40 CFR 265.370 through 265.383 (Subpart P), "Thermal Treatment", are incorporated by reference including subsequent amendments and editions.

(q) 40 CFR 265.400 through 265.406 (Subpart Q), "Chemical, Physical, and Biological Treatment", are incorporated by reference including subsequent amendments and editions.

(r) 40 CFR 265.440 through 265.445 (Subpart W), "Drip Pads", are incorporated by reference including subsequent amendments and editions.

(s) 40 CFR 265.1030 through 265.1049 (Subpart AA), "Air Emission Standards for Process Vents", are incorporated by reference including subsequent amendments and editions.

(t) 40 CFR 265.1050 through 265.1079 (Subpart BB), "Air Emission Standards for Equipment Leaks", are incorporated by reference including subsequent amendments and editions.

(u) 40 CFR 265.1080 through 265.1091 (Subpart CC), "Air Emission Standards for Tanks, Surface Impoundments, and Containers", are incorporated by reference including subsequent amendments and editions.

(v) 40 CFR 265.1100 through 265.1102 (Subpart DD), "Containment Buildings", are incorporated by reference including subsequent amendments and editions.

(w) 40 CFR 265.1200 through 265.1202 (Subpart EE), "Hazardous Waste Munitions and Explosives Storage", are incorporated by reference including subsequent amendments and editions.

(x) ~~(w)~~ Appendices to 40 CFR Part 265 are incorporated by reference including subsequent amendments and editions.

Authority G.S. 130A-294(c); 150B-21.6.

Note: Text shown in bold print has been approved by the RRC and is pending the 1998 Legislative Session.

.0111 STDS FOR THE MGMT OF SPECIFIC HW/TYPES HWM FACILITIES - PART 266

(a) 40 CFR 266.20 through 266.23 (Subpart C), "Recyclable Materials Used in a Manner Constituting Disposal", are incorporated by reference including subsequent amendments and editions.

~~**(b) 40 CFR 266.30 through 266.35 (Subpart D), "Hazardous Waste Burned for Energy Recovery", are incorporated by reference including subsequent**~~

~~amendments and editions.~~

(b) 40 CFR 266.70 (Subpart F), "Recyclable Materials Utilized for Precious Metal Recovery", is incorporated by reference including subsequent amendments and editions.

(c) 40 CFR 266.80 (Subpart G), "Spent Lead-Acid Batteries Being Reclaimed", is incorporated by reference including subsequent amendments and editions.

(d) 40 CFR 266.100 through ~~266.122~~ 266.112 (Subpart H), "Hazardous Waste Burned in Boilers and Industrial Furnaces", are incorporated by reference including subsequent amendments and editions.

(e) 40 CFR 266.200 through 266.206 (Subpart M), "Military Munitions", are incorporated by reference including subsequent amendments and editions.

~~(e)~~(f) Appendices to 40 CFR Part 266 are incorporated by reference including subsequent amendments and editions.

Authority G.S. 130A-294(c); 150B-21.6.

TITLE 21 - OCCUPATIONAL LICENSING BOARDS

CHAPTER 3 - NORTH CAROLINA BOARD OF ATHLETIC TRAINER EXAMINERS

Notice is hereby given in accordance with G.S. 150B-21.2 that the North Carolina Board of Athletic Trainer Examiners intends to adopt rules cited as 21 NCAC 3 .0101 - .0103, .0201, .0301 - .0304, .0401. Notice of Rule-making Proceedings was published in the Register on March 16, 1998.

Proposed Effective Date: *May 1, 1999*

A Public Hearing *will be conducted at 1:00 p.m. on June 15, 1998 at the Millis Center, High Point University, High Point, NC.*

Reason for Proposed Action: *During the 1997 Session, the General Assembly established an occupational licensing board for athletic trainers. These rules implement the statutes concerning license applications, fees, continuing education, license renewal and disciplinary actions.*

Comment Procedures: *Written comments should be sent to Jennie Dorsett, NC Board of Athletic Trainer Examiners, PO Box 10769, Raleigh, NC 27605. Oral comments will be received at the public hearing June 15, 1998.*

Fiscal Note: *These Rules affects the expenditures or revenues of state funds, but do not affect local government funds. These Rules do not have a substantial economic impact of at least five million dollars ($5,000,000) in a 12-month period.*

SECTION .0100 – LICENSURE

.0101 APPLICATION FOR LICENSURE

(a) An application for licensure shall be completed on the forms provided by the Board and shall include

(1) Proof of having passed the examination administered by the National Athletic Trainers' Association Board of Certification, Inc., by enclosing a copy of the certification card.

(2) Evidence of good moral character.

(3) A copy of the diploma from a college or university in Sports Medicine or Athletic Training or a transcript showing the following courses of study or substantially similar courses of study: Human Anatomy, Human Physiology, Kinesiology/Biomechanics, Psychology, Exercise Physiology, Prevention of Athletic Injuries, Evaluation of Athletic Injuries, First Aid and Emergency Care, Therapeutic Modalities, Therapeutic Exercise, Personal Community Health, Nutrition and Administration of Athletic Training Programs.

(b) The license issuance fee shall accompany the application.

Authority G.S. 90-525; 90-528.

.0102 GOOD MORAL CHARACTER

Evidence of good moral character shall be shown by two affidavits from persons not related to the applicant.

Authority G.S. 90-525; 90-528; 90-529; 90-530.

.0103 ATHLETIC TRAINERS NOT CERTIFIED

Proof of practice in the State shall be shown by an employer verification on a form provided by the Board.

Authority G.S. 90-525; 90-530.

SECTION .0200 - FEES

.0201 FEES

The following fees are payable to the Board by cash, check or money order:

License Issuance Fee	$100.00
License Renewal Fee	$ 50.00
Reinstatement of Lapsed License Fee	$ 75.00
Duplicate License Fee	$ 10.00

Authority G.S. 90-525; 90-534.

SECTION .0300 - RENEWAL OF LICENSE

.0301 RENEWAL REQUEST FORM

Requests for license renewal shall be submitted on the form provided by the Board.

Authority G.S. 90-525; 90-532.

.0302 CONTINUING EDUCATION

(a) Continuing education courses appropriate for license renewal are those in one or more of the following content areas:

Human Anatomy, Human Physiology, Kinesiology/Biomechanics, Psychology, Exercise Physiology, Prevention of Athletic Injuries, Evaluation of Athletic Injuries, First Aid and Emergency Care, Therapeutic Modalities, Therapeutic Exercise, Personal Community Health, Nutrition, and Administration of Athletic Training Programs.

(b) A licensee shall complete 80 contact hours of continuing education during a three-year license renewal period. Contact hours are defined as the number of actual clock hours spent. One semester hour of credit is equivalent to 10 contact hours.

(c) Licensed athletic trainers who fail to document sufficient appropriate continuing education to renew their licenses shall be notified in writing of the deficiency and shall be allowed 45 days to respond. Continuing education cannot be undertaken during this period to supplement the deficiency. The licenses of athletic trainers who fail to respond within the 45-day period, or who are unable to provide sufficient continuing education shall lapse and be subject to the lapsed license requirements.

Authority G.S. 90-525; 90-533.

.0303 LAPSED LICENSE

(a) The lapsed license may be renewed within a period of five years after expiration upon payment of the lapsed license fee and the completion 25 contact hours of continuing education for each year that the license has lapsed.

(b) A license that has lapsed for more than five years shall be renewed upon payment of the lapsed license fee and the completion of 28 hours of continuing education for each year that the license has lapsed.

Authority G.S. 90-525; 90-532.

.0304 BOARD APPROVAL OF COURSES

The Board shall approve any of the following programs or courses:

(1) Those provided by a college or university authorized to grant degrees.

(2) Those sponsored by the North Carolina Athletic Trainers' Association.

(3) Those that the Board is satisfied meet the requirement if G.S. 90-533.

Authority G.S. 90-525; 90-533.

SECTION .0400 - DISCIPLINARY PROCEDURES

.0401 DISCIPLINARY ACTIONS

Board disciplinary actions may include the following:

(1) Reprimand. Reprimand is a public rebuke for misconduct as an athletic trainer.

(2) Restriction. Restriction is a stay of suspension or revocation allowing limited practice within conditions stipulated by the Board.

(3) Suspension. Suspension is the withdrawal of the privilege to practice for a specified time.

(4) Revocation. Revocation is the withdrawal of the privilege to practice as a licensed athletic trainer in the State of North Carolina.

Authority G.S. 90-525; 90-536.

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CHAPTER 3 - NORTH CAROLINA BOARD OF ATHLETIC TRAINER EXAMINERS

***Notice** is hereby given in accordance with G.S. 150B-21.2 that the North Carolina Board of Athletic Trainer Examiners/NC Medical Board intends to adopt rules cited as 21 NCAC 3 .0501. Notice of Rule-making Proceedings was published in the Register on March 16, 1998.*

Proposed Effective Date: *May 1, 1999*

A Public Hearing *will be conducted at 12:00 p.m. on June 15, 1998 at the Millis Center, High Point University, High Point, NC.*

Reason for Proposed Action: *During the 1997 Session, the General Assembly established an occupational licensing board for athletic trainers. This rule defines the content, format, and minimum requirements of the practice protocol for athletic trainers.*

Comment Procedures: *Written comments should be sent to Jennie Dorsett, NC Board of Athletic Trainer Examiners, PO Box 10769, Raleigh, NC 27605. Oral comments will be received at the public hearing June 15, 1998.*

Fiscal Note: *This Rule does not affect the expenditures or revenues of state funds or local government funds. These Rules do not have a substantial economic impact of at least five million dollars ($5,000,000) in a 12-month period.*

SECTION .0500 - ATHLETIC TRAINER PROTOCOL

.0501 MINIMUM REQUIREMENTS

~~The practice protocol for each athletic trainer pursuant to G.S. 90-523(1) shall be individualized to accommodate the skills of the athletic trainer and the collaborating physician, and shall be consistent with the third or succeeding editions of The Role Delineation Study of the National Athletic Trainers Board of Certification, Inc., published for the National Athletic Trainers Association Board of Certification, Inc., incorporated herein by reference. All or portions of The Role Delineation Study of the National Athletic Trainers Board of Certification, Inc, may be incorporated by reference into the written protocol of an athletic trainer submitted to the North Carolina Medical Board pursuant to G.S. 90-523(1). The Athletic Trainer and the physician shall sign and file a statement with the North Carolina Medical Board agreeing to abide by the protocol. Copies of The Role~~

~~Delineation Study of the National Athletic Trainers Board of Certification, Inc., may be obtained from the publisher at cost. The address of the publisher may be obtained from the North Carolina Board of Athletic Trainer Examiners.~~

The practice protocol for each athletic trainer pursuant to G.S. 90-523(1) shall be a general outline of practices for which the athletic trainer has been trained and shall be individualized to accommodate the skills of the athletic trainer. The practice protocol shall not allow the athletic trainer to undertake medical diagnosis or to prescribe or dispense controlled substances. The practice protocol shall not allow the athletic trainer to independently provide treatments for athletes with fractures, head or spinal injuries, or other serious medical conditions, except the athletic trainer may render appropriate first aid or emergency care. The protocol shall specify provisions for physician involvement in the event of serious injuries. The athletic trainer and the physician shall sign and file a statement with the North Carolina Medical Board agreeing to abide by the protocol. The format of the protocol shall be typewritten on letter size paper.

Authority G.S. 90-523; 90-525.

The Codifier of Rules has entered the following temporary rule(s) in the North Carolina Administrative Code. Pursuant to G.S. 150B-21.1(e), publication of a temporary rule in the North Carolina Register serves as a notice of rule-making proceedings unless this notice has been previously published by the agency.

TITLE 16 - DEPARTMENT OF PUBLIC EDUCATION

Rule-making Agency: *State Board of Education*

Rule Citation: *16 NCAC 6D .0103; 16 NCAC 6G .0311*

Effective Date: *April 24, 1998*

Findings Reviewed by Beecher R. Gray: ***Approved*** *16 NCAC 6D .0103;* ***Objected*** *16 NCAC 6G .0311*

Authority for the rule-making: *G.S. 115C-12(9)c; 115C-81(a); 115C-105.38A*

Reason for Proposed Action: ***16 NCAC 6D .0103*** *- Regarding computer skills, many schools, parents and students expected the provision to be in effect at present. They expressed concern that the provision might be delayed and requested that it be put back into effect. Regarding earth/environmental science, many school systems have indicated that they need an additional year to prepare staff and to develop curriculum before this requirement is effective.*

16 NCAC 6G .0311 *- The Excellent Schools Act enacted G.S. 115C-105.38A, which requires the State Board of Education to require all certified staff members in schools that have been identified as low-performing and to which the Board has assigned an assistance team to pass a general knowledge test.*

Comment Procedures: *Questions or written comments regarding these matters may be directed to Harry E. Wilson, Rule-Making Coordinator, 2086 Education Bldg., 301 N. Wilmington St., Raleigh, NC 27601-2825; (919) 715-1310.*

CHAPTER 6 - ELEMENTARY AND SECONDARY EDUCATION

SUBCHAPTER 6D - INSTRUCTION

SECTION .0100 - CURRICULUM

.0103 GRADUATION REQUIREMENTS

(a) In order to graduate and receive a high school diploma, public school students must meet the requirements of Paragraph (b), and attain passing scores on competency tests adopted by the SBE and administered by the LEA. Students who satisfy all state and local graduation requirements but who fail the competency tests will receive a certificate of achievement and transcript and shall be allowed by the LEA to participate in graduation exercises.

(1) The passing score for the competency test, which is the same as grade-level proficiency as set forth in Rule .0304 of this Subchapter, shall be level III or higher. The four possible levels of achievement on these tests and for all tests administered pursuant to Section .0300 of this Subchapter, shall be:

(A) Level I - fails to achieve at a basic level. Students performing at this level do not have sufficient mastery of knowledge and skills in this subject area to be successful at the next grade level.

(B) Level II - achieves at a basic level. Students performing at this level demonstrate inconsistent mastery of knowledge and skills that are fundamental in this subject area and that are minimally sufficient to be successful at the next grade level.

(C) Level III - achieves at a proficient level. Students performing at this level consistently demonstrate mastery of grade level subject matter and skills and are well prepared for the next grade level.

(D) Level IV - achieves at an advanced level. Students performing at this level consistently perform in a superior manner clearly beyond that required to be proficient at grade level work.

(2) Special education students may apply in writing to be exempted from taking the competency tests. Before it approves the request, the LEA must assure that the parents, or the child if aged 18 or older, understand that each student must pass the competency tests to receive a high school diploma.

(3) Any student who has failed to pass the competency tests by the end of the last school month of the year in which the student's class graduates may receive additional remedial instruction and continue to take the competency tests during regularly scheduled testing until the student reaches maximum school age.

(b) In addition to the requirements of Paragraph (a), students must successfully complete 20 course units in grades 9-12 as specified below.

(1) Effective with the class entering ninth grade for the 1998-99 school year, the 20 course units must include:

(A) four units in English, which must be English I, II, III, and IV;

(B) three units in mathematics, one of which must be Algebra I;

(C) three units in social studies, one of which must be in government and economics, one in United States history and one in world studies;

(D) three units in science, one of which must be

biology, one a physical science, and effective with the class of 2003, one earth/environmental science:

(E) one unit in physical education and health; and

(F) six units designated by the LEA, which may be undesignated electives or courses designated from the standard course of study.

(2) LEAs may count successful completion of course work in the ninth grade at a school system which does not award course units in the ninth grade toward the requirements of this Rule.

(3) LEAs may count successful completion of course work in grades 9-12 at a summer school session toward the requirements of this Rule.

(4) LEAs may count successful completion of course work in grades 9-12 at an off-campus institution toward the requirements of this Rule. No high school may approve enrollment in post-secondary institutions during the regular school year in excess of five percent of its enrollment in grades 10-12 except as allowed by the SBE. 23 NCAC 2C .0301 governs enrollment in community college institutions.

(c) Effective with the class of ~~2002~~ 2001, all students must demonstrate computer proficiency as a prerequisite for high school graduation. The passing scores for this proficiency shall be 47 on the multiple choice test and 49 on the performance test. This assessment shall begin ~~with all eighth graders during the 1997-98 school year~~ at the eighth grade. A student with disabilities shall demonstrate proficiency by the use of a portfolio if this method is required by the student's IEP.

~~(c)~~(d) Effective with the class entering ninth grade for the 1992-93 school year, special needs students as defined by G.S. 115C-109, excluding gifted and pregnant, who do not meet the requirements for a high school diploma will receive a graduation certificate and shall be allowed to participate in graduation exercises if they meet the following criteria:

(1) successful completion of 20 course units by general subject area (4 English, 3 math, 3 science, 3 social studies, 1 health and physical education, and 6 local electives) under Paragraph (b). These students are not required to pass the specifically designated courses such as Algebra 1, Biology or United States history,

(2) completion of all IEP requirements.

History Note: Authority G.S. 115C-12(9)c.; 115C-81(a); N.C. Constitution, Article IX, Sec. 5;
Eff. July 1, 1986;
Amended Eff. January 1, 1998; January 1, 1993; July 1, 1992;
Temporary Amendment Eff. April 24, 1998.

SUBCHAPTER 6G - EDUCATION AGENCY RELATIONS

SECTION .0300 - SCHOOL-BASED MANAGEMENT AND ACCOUNTABILITY PROGRAM

.0311 GENERAL KNOWLEDGE TEST FOR CERTIFIED STAFF

(a) The general knowledge test administered to certified staff in low-performing schools under G.S. 115C-105.38A shall be the reading and essay subtests of the Florida College-Level Academic Skills Test.

(b) To be required to take the general knowledge test, a certified staff member shall have been assigned to the school at the time that the end-of-year student tests that led to identification of the school as low-performing were administered, shall have been assigned to that school for at least five pay periods prior to the pay period during which the end-of-year student tests were administered, and shall have been assigned to the school for more than 75% of the instructional day during the five pay periods of assignment.

History Note: Authority G.S. 115C-105.38A;
Codifier of Rules Objected to the Findings of Need for the Temporary Rule Eff. April 15, 1998;
Temporary Adoption Eff. April 24, 1998.

*This Section includes the Register Notice citation to Rules approved by the Rules Review Commission (RRC) at its meeting of February 19, 1998 pursuant to G.S. 150B-21.17(a)(1) and reported to the Joint Legislative Administrative Procedure Oversight Committee pursuant to G.S. 150B-21.16. The full text of rules are published below when the rules have been approved by RRC in a form different from that originally noticed in the Register or when no notice was required to be published in the Register. The rules published in full text are identified by an * in the listing of approved rules. Statutory Reference: G.S. 150B-21.17.*

These rules unless otherwise noted, will become effective on the 31st legislative day of the 1998 Short Session of the General Assembly or a later date if specified by the agency unless a bill is introduced before the 31st legislative day that specifically disapproves the rule. If a bill to disapprove a rule is not ratified, the rule will become effective either on the day the bill receives an unfavorable final action or the day the General Assembly adjourns. Statutory reference: G.S. 150B-21.3.

APPROVED RULE CITATION				REGISTER CITATION TO THE NOTICE OF TEXT
10	NCAC	01B	.0502*	12:09 NCR 747
10	NCAC	03D	.0915 - .0916*	12:05 NCR 341
10	NCAC	03D	.0925*	12:05 NCR 342
10	NCAC	03D	.1202 - .1203*	12:05 NCR 348
10	NCAC	03D	.1301 - .1302*	12:05 NCR 349
10	NCAC	03D	.1401*	12:05 NCR 352
10	NCAC	03D	.1403*	12:05 NCR 353
10	NCAC	14V	.7101 - .7103*	12:06 NCR 460
10	NCAC	14V	.7105*	12:06 NCR 461
15A	NCAC	02B	.0224*	11:12 NCR 973
15A	NCAC	02B	.0232 - .0235*	12:06 NCR 468
15A	NCAC	02B	.0238 - .0239*	12:06 NCR 473
15A	NCAC	02B	.0303*	11:12 NCR 977
15A	NCAC	02B	.0304*	12:01 NCR 6
15A	NCAC	02B	.0308*	11:28 NCR 2121
15A	NCAC	02B	.0313*	12:05 NCR 416
15A	NCAC	02D	.1005*	12:04 NCR 278
15A	NCAC	02L	.0115*	11:21 NCR 1643
15A	NCAC	02N	.0707*	11:21 NCR 1650
15A	NCAC	02R	.0501 - .0502*	12:08 NCR 695
15A	NCAC	02R	.0504*	12:08 NCR 696
15A	NCAC	07H	.0106*	11:27 NCR 2058
15A	NCAC	07H	.0201 - .0202	11:27 NCR 2059
15A	NCAC	07H	.0204	11:27 NCR 2059
15A	NCAC	07H	.0205 - .0206*	11:27 NCR 2059
15A	NCAC	07H	.0208*	11:27 NCR 2060
15A	NCAC	07M	.1201 - .1202*	11:27 NCR 2068
15A	NCAC	10F	.0330	12:11 NCR 921
15A	NCAC	10F	.0339	12:11 NCR 921
15A	NCAC	18A	.2301 - .2304*	12:07 NCR 520-150B-21.5(b)(3)
15A	NCAC	18A	.2306*	12:07 NCR 730-150B-21.5(b)(3)
15A	NCAC	18D	.0105*	12:11 NCR 922
15A	NCAC	18D	.0307	12:11 NCR 924
15A	NCAC	18D	.0309*	12:11 NCR 925
15A	NCAC	18D	.0701*	12:11 NCR 922
16	NCAC	07	.0201*	12:12 NCR 1052
16	NCAC	07	.0301	12:12 NCR 1052
16	NCAC	07	.0302 - .0303*	12:12 NCR 1052
21	NCAC	12	.0901	12:04 NCR 293
21	NCAC	12	.0903*	12:04 NCR 293
21	NCAC	12	.0904	12:04 NCR 294
21	NCAC	46	.1603 - .1604	12:09 NCR 799

21	NCAC	46	.1813*	12:09 NCR 801
21	NCAC	46	.2201*	12:09 NCR 801
21	NCAC	50	.0106*Amended Eff. 6-11-98	not required, G.S. 150B-21.5(a)(4)
21	NCAC	50	.0202*Amended Eff. 6-11-98	not required, G.S. 150B-21.5(a)(4)
21	NCAC	50	.1201*Amended Eff. 6-11-98	not required, G.S. 150B-21.5(a)(4)
21	NCAC	50	.1205 - .1206*Amended Eff. 6-11-98	not required, G.S. 150B-21.5(a)(4)
21	NCAC	50	.1302*Amended Eff. 6-11-98	not required, G.S. 150B-21.5(a)(4)
23	NCAC	01A	.0001*	12:09 NCR 802
23	NCAC	02D	.0301*	12:09 NCR 809
23	NCAC	02D	.0327*	12:09 NCR 814

TITLE 10 - DEPARTMENT OF HEALTH AND HUMAN SERVICES

CHAPTER 1 - DEPARTMENTAL RULES

SUBCHAPTER 1B - PROCEDURE

SECTION .0500 - REIMBURSEMENT

.0502 COST REPORTING: FOR FACILITIES THAT SERVE STATE/COUNTY SPECIAL ASSISTANCE RESIDENTS

(a) Each facility which serves State/County Special Assistance residents shall prepare and submit a report of its costs and other financial information. Facilities shall prepare and submit the cost report on the fiscal year as defined in G.S. 131D-4.2. Facilities that fail to file their cost reports by the due date are subject to enforcement actions for non-compliance as defined in G.S. 131D-4.2. If the Department of Health and Human Services (DHHS) finds good cause for delay, it may extend the deadline for filing the report for up to an additional 30 days. A good cause is an action that is uncontrollable by the provider.

(b) The cost report shall be submitted on forms provided by the Office of the DHHS Controller.

The Department of Health and Human Services shall make the cost report format available to each facility on or before the last day of the fiscal year report period.

History Note: Authority G. S. 131D-4.2 (h); 143B-10; Eff. August 1, 1998.

CHAPTER 3 - FACILITY SERVICES

SUBCHAPTER 3D - RULES AND REGULATIONS GOVERNING AMBULANCE SERVICE AND TRAUMA SYSTEMS

SECTION .0900 - VEHICLES

.0915 AMBULANCE LETTERING: MARKINGS: SYMBOLS AND EMBLEMS

(a) Each ambulance must have the name of the ambulance provider permanently displayed on each side of the vehicle.

(b) Category II ambulances must have the words "CONVALESCENT AMBULANCE" permanently lettered on both sides and on the rear of the vehicle body.

(c) Category II ambulances may not use emergency medical symbols, such as the Star of Life, block design cross, or any other medical markings, symbols, or emblems, including the word "EMERGENCY," on the vehicle.

History Note: Authority G.S. 131E-157(a); Eff. December 1, 1989; Amended Eff. August 1, 1998.

.0916 GENERAL AMBULANCE REQUIREMENTS

The exterior of the ambulance and the patient area of the ambulance, to include interior and equipment surfaces, shall be maintained in a clean manner and shall be managed at all times in accordance with the infection control policy approved by county government. Provisions shall be available for the storage of both stocked medical supplies and bedding materials as well as for soiled supplies.

History Note: Authority G.S. 131E-157(a); Eff. December 1, 1989; Amended Eff. August 1, 1998.

.0925 INFECTIOUS DISEASE

When an ambulance has been utilized to transport a patient known to the licensed ambulance providers to have a communicable disease as defined in G.S. 130A-133(1), the licensed ambulance provider shall ensure that the ambulance, including its equipment and supplies, is taken out of service until appropriately cleansed and disinfected according to the infection control policy approved by county government.

History Note: Authority G.S. 131E-157(a); Eff. December 1, 1989; Amended Eff. August 1, 1998.

SECTION .1200 - TRAINING AND PERFORMANCE OF PERSONNEL

.1202 CRITERIA FOR CERTIFIED EMT INSTRUCTOR

A certified EMT Instructor as defined in Rule .0802 of this Subchapter shall meet the following criteria:

(1) Recognition from the Office of Emergency Medical Services that he meets the following standards of the Certified EMT Instructor Program:

(a) Current North Carolina certification as an EMT, EMT-defibrillation technician, EMT-intermediate, or EMT-paramedic;
(b) Three years experience within the last five years of direct clinical patient contact in critical or emergency care;
(c) Documentation of 100 hours of formal, classroom teaching experience;
(d) Successful completion of the U.S. Department of Transportation's, EMT Instructor Course or equivalent;
(e) High school diploma or General Education Development certificate;
(f) Current affiliation with an approved teaching institution; and
(g) Be recommended for certification by the approved teaching institution with which the person is affiliated.

(2) Annually attends an EMT Evaluator and Instructor/Coordinator Workshop offered by the Office of Emergency Medical Services.
(3) Certification shall be valid for a period not to exceed four years.
(4) To be recertified as an EMT Instructor, a person shall meet the following criteria;
(a) Current North Carolina certification as an EMT, EMT-defibrillation technician, EMT-intermediate, or EMT-paramedic;
(b) Clinical patient care experience in critical or emergency care within the last two years;
(c) Current affiliation with an approved teaching institution; and
(d) Be recommended for recertification by the approved teaching institution with which the person is affiliated. The recommendation must address the instructional performance of the candidate as well as the number of courses taught during the previous certification period.

History Note: Authority G.S. 131E-159(b); G.S. 143-507(c); 143-508; S.L. 1983, c.1034,s.98;
Eff. December 1, 1989;
Amended Eff. August 1, 1998.

.1203 EDUCATIONAL PROGRAMS

Educational programs intended to qualify personnel for certification or recertification as Medical Responders or Emergency Medical Technicians must be approved by the Office of Emergency Medical Services, offered by an approved teaching institution, and meet the appropriate following guidelines:

(1) Medical Responder Curriculum:
(a) Course Prerequisites:
(i) High school diploma or general education development (GED); or
(ii) Successful completion of an entrance examination assessing basic reading comprehension skill at a minimum at the tenth grade level.
(b) Didactic component:
(i) Module 1: Preparatory;
(ii) Module 2: Airway;
(iii) Module 3: Patient Assessment;
(iv) Module 4: Cardiac Emergencies;
(v) Module 5: Illness and Injury;
(vi) Module 6: Childbirth and Children;
(vii) Module 7: EMS Operations; and
(viii) Module 8: Course Evaluations.

(2) Emergency Medical Technician Curriculum:
(a) Course Prerequisites:
(i) High school diploma or general education development (GED); or
(ii) Successful completion of an entrance examination assessing basic reading comprehension skill at a minimum at the tenth grade level.
(b) Didactic component:
(i) Module 1: Preparatory;
(ii) Module 2: Airway/CPR;
(iii) Module 3: Patient Assessment;
(iv) Module 4: Medical/Behavioral & Obstetrics/Gynecology;
(v) Module 5: Trauma;
(vi) Module 6: Infants and Children;
(vii) Module 7: EMS Operations;
(viii) Module 8: Course Evaluations; and
(ix) Module 9: Clinical Education.

(3) Medical Responder / Emergency Medical Technician Refresher Curriculum:
(a) Module 1: Preparatory;
(b) Module 2: Airway;
(c) Module 3: Patient Assessment;
(d) Module 4: Medical/Behavioral;
(e) Module 5: Trauma;
(f) Module 6: Obstetrics, Infants and Children; and
(g) Module 7: EMS Operations.

History Note: Authority G.S. 131E-159(b);
Eff. December 1, 1989;
Amended Eff. August 1, 1998.

SECTION .1300 - CERTIFICATION REQUIREMENTS FOR BASIC LIFE SUPPORT PERSONNEL

.1301 CERTIFICATION REQUIREMENTS: MEDICAL RESPONDER

(a) To become certified as a Medical Responder, a person shall successfully complete either of the following options within one year of the approved educational program course completion date:

(1) OPTION 1
(A) Be at least 18 years of age;
(B) Successfully complete an approved Medical Responder program meeting the requirements

found in Rule .1203(1) of this Subchapter. When the approved educational program was completed over one year prior to application, a person shall submit evidence of completion of continuing education in emergency medicine taken in the past year to the Office of Emergency Medical Services;

(C) Pass a basic life support practical examination administered by the Office of Emergency Medical Services; and

(D) Pass a Medical Responder written examination administered by the Office of Emergency Medical Services; or

(2) OPTION II

(A) Be at least 18 years of age;

(B) Successfully complete an approved Emergency Medical Technician program meeting the requirements found in Rule .1203(2) of this Subchapter. When the approved educational program was completed over one year prior to application, a person shall submit evidence of completion of continuing education in emergency medicine taken in the past year to the Office of Emergency Medical Services;

(C) Pass a basic life support practical examination administered by the Office of Emergency Medical Services; and

(D) Complete an Emergency Medical Technician written examination administered by the Office of Emergency Medical Services and achieve a minimum score of 70% on the Medical Responder subset contained within the Emergency Medical Technician written examination.

(b) Persons holding current certification equivalent to a Medical Responder with the National Registry of Emergency Medical Technicians or in another state where the education and certification requirements have been approved for legal recognition by the Office of Emergency Medical Services may become certified by:

(1) Presenting evidence of such certification for verification by the Office of Emergency Medical Services; and

(2) Be at least 18 years of age.

(c) Certification obtained through legal recognition shall be valid for a period not to exceed the length of the current certification or a period not to exceed four years whichever is shorter. No certification shall be valid for a period exceeding four years. Persons who live in a state that borders North Carolina and are currently affiliated with an ambulance provider in North Carolina may continue to obtain a North Carolina certification through legal recognition if they continue to meet the recertification requirements in the state in which they reside. Persons who live in North Carolina and are currently certified in another state that borders North Carolina may continue to obtain a North Carolina certification through legal recognition if they continue to meet the recertification requirements in the state in which they are certified. Persons who were previously certified in North Carolina and are currently certified in another state or with the National Registry of Emergency Medical Technicians, shall present evidence of continuing education and skill evaluation prior to becoming certified through legal recognition.

(d) To become recertified as a Medical Responder a person must successfully complete either of the following options:

(1) OPTION I

(A) A continuing education program consisting of a minimum of 48 hours during each two year period of the person's four year certification period conducted under the direction of a Certified EMT Instructor. The continuing education program shall meet the requirements found in Rule .1203(3) of this Subchapter.

(B) A continuing education program consisting of a minimum of 48 hours during each two year period of the person's four year certification period conducted under the direction of a Medical Director as defined in 21 NCAC 32H .0102(8). The continuing education program shall meet the requirements found in Rule .1203(3) of this Subchapter; and

(C) A basic life support skill evaluation(s) approved by the Office of Emergency Medical Services conducted under the direction of a Certified EMT Instructor or Medical Director as defined in 21 NCAC 32H .0102(8) assessing the ability to perform the skills of a Medical Responder; or

(2) OPTION II

(A) A continuing education program consisting of a minimum of 96 hours during the person's four year certification period conducted under the direction of a Certified EMT Instructor. The continuing education program shall meet the requirements found in Rule .1203(3) of this Subchapter.

(B) A basic life support practical examination administered by the Office of Emergency Medical Services; or

(3) OPTION III

(A) An approved Medical Responder refresher course conducted under the direction of a Certified EMT Instructor consisting of a minimum of 48 hours during the person's last year of certification. This refresher course shall meet the requirements found in Rule .1203(3) of this Subchapter.

(B) A basic life support practical examination administered by the Office of Emergency Medical Services; and

(C) A Medical Responder written examination administered by the Office of Emergency Medical Services.

History Note: Authority G.S. 131E-159(a); 1984 S.L., c. 1034, s. 98; S.L. 1983, c. 1034, s. 98;
Eff. December 1, 1989;

Amended Eff. August 1, 1998; February 1, 1996; February 1, 1994.

.1302 CERTIFICATION REQUIREMENTS: EMERGENCY MEDICAL TECHNICIAN

(a) To become certified as an Emergency Medical Technician, a person shall meet the following criteria within one year of the approved educational program course completion date:

(1) Be at least 18 years of age;

(2) Successfully complete an approved Emergency Medical Technician program meeting the requirements found in Rule .1203(2) of this Subchapter. When the approved educational program was completed over one year prior to application, a person shall submit evidence of completion of continuing education in emergency medicine taken in the past year to the Office of Emergency Medical Services;

(3) Pass a basic life support practical examination administered by the Office of Emergency Medical Services; and

(4) Pass an Emergency Medical Technician written examination administered by the Office of Emergency Medical Services.

(b) Persons holding current certification equivalent to an Emergency Medical Technician with the National Registry of Emergency Medical Technicians or in another state where the educational and certification requirements have been approved for legal recognition by the Office of Emergency Medical Services may become certified by:

(1) Presenting evidence of such certification for verification by the Office of Emergency Medical Services; and

(2) Be at least 18 years of age.

(c) Certification obtained through legal recognition shall be valid for a period not to exceed the length of the current certification or a period not to exceed four years whichever is shorter. No certification shall be valid for a period exceeding four years. Persons who live in a state that borders North Carolina and are currently affiliated with an ambulance provider in North Carolina may continue to obtain a North Carolina certification through legal recognition if they continue to meet the recertification requirements in the state in which they reside. Persons who live in North Carolina and are currently certified in another state that borders North Carolina may continue to obtain a North Carolina certification through legal recognition if they continue to meet the recertification requirements in the state in which they are certified. Persons who were previously certified in North Carolina and are currently certified in another state or with the National Registry of Emergency Medical Technicians, shall present evidence of continuing education and skill evaluation prior to becoming certified through legal recognition.

(d) To become recertified as an Emergency Medical Technician a person shall successfully complete either of the following options:

(1) OPTION I

(A) A continuing education program consisting of a minimum of 48 hours during each two year period of the person's four year certification period conducted under the direction of a Certified EMT Instructor. The continuing education program shall meet the requirements found in Rule .1203(3) of this Subchapter.

(B) A continuing education program consisting of a minimum of 48 hours during each two year period of the person's four year certification period conducted under the direction of a Medical Director as defined in 21 NCAC 32H .0102(8). The continuing education program shall meet the requirements found in Rule .1203(3) of this Subchapter; and

(C) A basic life support skill evaluation(s) approved by the Office of Emergency Medical Services conducted under the direction of a Certified EMT Instructor or Medical Director as defined in 21 NCAC 32H .0102(8) assessing the ability to perform the skills of an Emergency Medical Technician; or

(2) OPTION II

(A) A continuing education program consisting of a minimum of 96 hours during the person's four year certification period. The continuing education program shall meet the requirements found in Rule .1203(3) of this Subchapter.

(B) A basic life support practical examination administered by the Office of Emergency Medical Services; or

(3) OPTION III

(A) An approved Emergency Medical Technician refresher course consisting of a minimum of 48 hours during the person's last year of certification. This refresher course shall meet the requirements found in Rule .1203(3) of this Subchapter.

(B) A basic life support practical examination administered by the Office of Emergency Medical Services; and

(C) An Emergency Medical Technician written examination administered by the Office of Emergency Medical Services.

History Note: Authority G.S. 131E-159(b); 1984 S.L., c. 1034, s. 98; S.L. 1983, c. 1034, s .98;
Eff. December 1, 1989;
Amended Eff. August 1, 1998; February 1, 1996; February 1, 1994.

SECTION .1400 - ADMINISTRATION

.1401 LICENSE, PERMIT OR CERTIFICATION DENIAL, SUSPENSION, AMENDMENT OR REVOCATION

(a) The Department may deny, suspend, or revoke the permit of a specific vehicle for any of the following reasons:

(1) Failure to substantially comply with the requirements

of Section .0900 of this Subchapter;

(2) Obtaining a permit through fraud or misrepresentation; or

(3) Failure to provide emergency medical care to the defined ambulance service area in a timely and professional manner.

(b) The Department may issue a temporary permit for a specific vehicle whenever the Department finds that:

(1) the ambulance provider to which that vehicle is assigned has substantially failed to comply with the provisions of G.S. 131E, Article 7 and the rules adopted under that article; and

(2) there is a reasonable probability that the ambulance provider can remedy the permit deficiencies within a reasonable length of time; and

(3) there is a reasonable probability that the ambulance provider will be able thereafter to remain in compliance with the rules regarding ambulance permits for the foreseeable future.

(c) The Department shall give the ambulance provider written notice of the temporary ambulance permit. This notice shall be given personally or by certified mail and shall set forth:

(1) the length of the temporary ambulance permit not to exceed 60 days;

(2) a copy of the ambulance inspection form;

(3) the statutes or rules alleged to be violated; and

(4) notice to the ambulance provider's right to a contested case hearing on the temporary ambulance permit.

(d) The temporary ambulance permit shall be effective immediately upon its receipt by the ambulance provider. The temporary ambulance permit shall remain in effect until:

(1) the Department restores the vehicle to full permitted status; or

(2) the Department revokes the vehicle's ambulance permit.

(e) The Department may deny, suspend, or revoke the certification of a BLS professional or Certified EMT instructor for any of the following reasons:

(1) Failure to comply with the applicable performance and certification requirements as found in this Subchapter;

(2) Immoral conduct;

(3) Making false statements or representations to the Office of Emergency Medical Services or willfully concealing of material information in connection with an application for certification;

(4) Being unable to perform as a BLS professional with reasonable skill and safety to patients and the public by reason of illness, drunkenness, excessive use of alcohol, drugs, chemicals, or any other type of material or by reason of any physical or mental abnormality;

(5) Unprofessional conduct, including but not limited to a failure to comply with the rules relating to the proper function of a BLS professional or certified EMT instructor contained in this Subchapter or the performance of or attempt to perform a procedure which is detrimental to the health and safety of a patient or which is beyond the scope and responsibility of the BLS professional or certified EMT instructor;-

(6) Conviction in any court of a crime involving moral turpitude, a conviction of a felony, or conviction of a crime involving the function of a BLS professional;

(7) By false representations obtaining or attempting to obtain money or anything of value from a patient;

(8) Adjudication of mental incompetence;

(9) Lack of professional competence to practice with a reasonable degree of skill and safety for patients including but not limited to a failure to perform a prescribed procedure, failure to perform a prescribed procedure competently or performance of a procedure which is not within the scope of the official duties of the BLS professional;

(10) Failure to respond within a reasonable period of time and in a reasonable manner to inquires from the Office of Emergency Medical Services concerning any matter relating to the practice of a BLS professional or certified EMT instructor;

(11) Testing positive for substance abuse by blood, urine or breath testing while on duty as a BLS professional or certified EMT instructor; or

(12) Representing or allowing others to represent that the BLS professional or Certified EMT instructor has a certification that the BLS professional or certified EMT instructor does not in fact have.

(f) The Department may amend any Ambulance Provider License by reducing it from a full license to a provisional license whenever the Department finds that:

(1) the licensee has substantially failed to comply with the provisions of G.S. 131E, Article 7 and the rules adopted under that article; and

(2) there is a reasonable probability that the licensee can remedy the licensure deficiencies within a reasonable length of time; and

(3) there is a reasonable probability that the licensee will be able thereafter to remain in compliance with the licensure rules for the foreseeable future.

(g) The Department shall give the licensee written notice of the amendment to the Ambulance Provider License. This notice shall be given personally or by certified mail and shall set forth:

(1) the length of the provisional Ambulance Provider License;

(2) the factual allegations;

(3) the statutes or rules alleged to be violated; and

(4) notice to the ambulance provider's right to a contested case hearing on the amendment of the Ambulance Provider License.

(h) The provisional Ambulance Provider License shall be effective immediately upon its receipt by the licensee and shall be posted in a prominent location at the primary business location of the ambulance provider, accessible to public view, in lieu of the full license. The provisional license shall remain in effect until:

(1) the Department restores the licensee to full licensure status; or

(2) the Department revokes the licensee's license.

(i) The Department may revoke or suspend an Ambulance Provider License whenever:

(1) the Department finds that:

(A) the licensee has substantially failed to comply with the provisions of G.S. 131E, Article 7 and the rules adopted under that article; and

(B) it is not reasonably probable that the licensee can remedy the licensure deficiencies within a reasonable length of time; or

(2) the Department finds that:

(A) the licensee has substantially failed to comply with the provisions of G.S. 131E, Article 7 and the rules adopted under that article; and

(B) although the licensee may be able to remedy the deficiencies within a reasonable period of time, it is not reasonably probable that the licensee will be able to remain in compliance with licensure rules for the foreseeable future; or

(3) the Department finds that there has been any failure to comply with the provision of G.S. 131E, Article 7 and the rules adopted under that article that endanger the health, safety or welfare of the patients cared for and transported by the licensee.

(j) The issuance of a provisional Ambulance Provider License is not a procedural prerequisite to the revocation or suspension of a license pursuant to Paragraph (i) of this Rule.

History Note: Authority G.S. 131E-155.1; 131E-156; 131E-157(a); 131E-159(b); G.S. 143-508; S.L. 1983, c. 1034,s. 98;
Eff. December 1, 1989;
Amended Eff. August 1, 1998; February 1, 1996; November 1, 1995.

.1403 APPLICATION PROCEDURES, REQUIRED FORMS

(a) All applications for licensure, certification, or recertification must be filed with the Office of Emergency Medical Services on the appropriate forms.

(b) At a minimum, the following forms are required for application:

(1) Certification Application Form for certification of personnel;

(2) Certified EMT Instructor Application Form; and

(3) Ambulance Provider License Application Form for issuance of licenses.

(c) EMS providers shall complete all forms, surveys, and requests for data, as required by these Rules.

History Note: Authority G.S. 131E-155.1; 131E-157(a); 131E-159(b); 143-508;
Eff. December 1, 1989;
Amended Eff. August 1, 1998; February 1, 1996.

CHAPTER 14 - MENTAL HEALTH: GENERAL

SUBCHAPTER 14V - RULES FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE FACILITIES AND SERVICES

SECTION .7100 - THOMAS S. DEATH REPORTING AND REVIEW

.7101 SCOPE

(a) The rules in this Section set forth requirements for reporting and reviewing deaths of prospective and confirmed Thomas S. class members residing in non-state operated facilities.

(b) These Rules shall apply to area mental health, developmental disability and substance abuse authorities and their contract agencies.

(c) These requirements shall not apply to prospective and confirmed Thomas S. class members residing in their own home or in the home of their family, and receiving no mental health, developmental disability or substance abuse services.

History Note: Authority G.S. 108A, Article 6; 122C-112(a)(15); 122C-191; 130A-383; 130A-389; 130A-398;
Eff. August 1, 1998.

.7102 DEFINITIONS

In addition to the definitions contained in G.S. 122C-3 and Rule .0103 of this Subchapter, the following definitions shall also apply:

(1) "Home Area Program" means the responsible Area Program where the prospective or confirmed class member is legally entitled to services.

(2) "Pioneer Unit Cost Reimbursement (PUCR) system" means a purchase of service model of funding where the Division of MH/DD/SAS reimburses Area Programs based on the volume of services reported to the Division.

(3) "Prospective and confirmed class members" means those individuals designated on the Thomas S. Master List and assigned to an Area Program.

(4) "Unit Cost Reimbursement - Thomas S. System" means-the Division's computerized system of reimbursing Area Programs based on the volume of Thomas S. services reported to the Division.

History Note: Authority G.S. 108A-99; 108A-100; 108A-101; 108A-102; 108A-103; 108A-104; 108A-105; 108A-106; 108A-107; 108A-108; 108A-109; 108A-110; 108A-111; 122C-112(a)(15); 122C-191; 130A-383, 130A-389 130A-398;
Eff. August 1, 1998.

.7103 REPORTING REQUIREMENTS

(a) Staff of an area program or provider agency under contract with an area program shall immediately report the known death of any Thomas S prospective or confirmed class member, not residing in a state facility, to the area director or designee. The date the area authority is notified of the death shall be documented.

(b) A telephone report shall be made to the Thomas S.

Services Section, Client Services Branch, by the Area Director or designee, on the first working day after being notified of a Thomas S. prospective or confirmed class member's death. This report shall be followed up by written notification to the Thomas S. Services Section, and include the date the area program was notified of the death. Upon notification of the death, any designated staff of the Thomas S. Services Section may go unannounced to the site of the death or to the client's residence prior to death.

(c) Staff of the home area program shall notify the medical examiner of the county in which the body is found with regard to deaths under circumstances described in G.S. 130A-383.

(d) Within 72 hours of being notified of a death, the Area Director or designee shall ensure that the chairman of the local committee responsible for review of the deaths is notified.

(e) In the case of a death which may be the result of abuse, neglect, or exploitation, and where there is reason to believe that other disabled adults at the site may be abused, neglected or exploited and in need of protective services, the procedures outlined in G.S. 108A, Article 6 shall be followed.

(f) In deaths not under the jurisdiction of the medical examiner, the next-of-kin or other individual authorized according to G.S. 130A-398, shall be notified by the Area Director or designee that an autopsy may be requested as designated in G.S. 130A-389.

(g) In the case of a death that occurs as a result of an accident, suicide, or other questionable circumstances the police shall be notified immediately.

History Note: Authority G.S. 108A-99; 108A-100; 108A-1011; 08A-102; 108A-103; 108A-104; 108A-105; 108A-106; 108A-107; 108A-108; 108A-109; 108A-110; 108A-111; 122C-112(a)(15); 122C-191; 130A-383; 130A-389; 130A-398;
Eff. August 1, 1998.

.7105 THOMAS S. MORTALITY REVIEW COMMITTEE

(a) A Thomas S. Mortality Review Committee shall operate at the state level and shall be appointed by the Thomas S. Services Section Chief.

(b) The Committee shall at a minimum include a physician and a representative of the Thomas S. Services Section.

(c) Responsibilities of the Committee shall include, but not be limited to:

(1) insuring that reports by local committees include all required information, and that they evaluate health care and other protection issues relative to the deaths of class members and make recommendations where appropriate;

(2) recommending an independent investigation of any death it reviews if the Committee deems it necessary;

(3) assuring follow-up by the Thomas S. Services Section if the death review report by the local committee is not timely or complete;

(4) identifying systemic issues and making recommendations addressing those issues to the Thomas S. Services Section Chief and Division Director as needed; and

(5) Routinely publishing/distributing medical advisories and information as appropriate to assure needed follow up.

(d) The Thomas S. Mortality Review Committee shall have access to all medical records, UCR-TS reports, Thomas S. Longitudinal Study data, hospital records and records maintained by the State, any county or any local agency necessary to carry out the purposes of this Section, including police investigations data, medical examiner investigative data, health records, mental health records and social services records as specified in G.S. 122C-112(a)(15).

(e) When corrective action is deemed necessary by the Division Director, the Division Director shall request a corrective action plan from the area authority.

(f) The Chairman of the Thomas S. Mortality Review Committee shall review implementation of recommendations made by the Committee and corrective action plans established by the Division Director.

(g) The Committee Chairman shall make an annual status report to the Committee and to the Thomas S. Services Section Chief on implementation and corrective actions taken.

(h) The Thomas S. Services Section will collect and analyze mortality and other statistics to determine trends and quality of life issues related to the deaths of Thomas S. class members.

(i) The deliberations of local review committees and the Thomas S Mortality Review Committee shall be confidential. Reports of the Thomas S. Mortality Review Committee, however, are subject to the North Carolina Public Records Act and shall be available upon request with due regard to privacy and confidentiality of involved persons.

History Note: Authority G.S. 122C-112(a) (15); 108A, Article 6; 122C-191; 130A-33; 130A-389; 130A-398;
Eff. August 1, 1998.

TITLE 15A - DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

CHAPTER 2 - ENVIRONMENTAL MANAGEMENT

SUBCHAPTER 2B - SURFACE WATER AND WETLAND STANDARDS

SECTION .0200 - CLASSIFICATIONS AND WATER QUALITY STANDARDS APPLICABLE TO SURFACE WATERS AND WETLANDS OF NORTH CAROLINA

.0224 HIGH QUALITY WATERS

High Quality Waters (HQW) are a subset of waters with quality higher than the standards and are as described by 15A NCAC 2B .0101(e)(5). The following procedures shall be implemented in order to implement the requirements of Rule .0201(d) of this Section.

(1) New or expanded wastewater discharges in High Quality Waters shall comply with the following:

(a) Discharges from new single family residences shall be prohibited. Those existing subsurface systems for single family residences which fail and must discharge shall install a septic tank, dual or recirculating sand filters, disinfection and step aeration.

(b) All new NPDES wastewater discharges (except single family residences) shall be required to provide the treatment described below:

(i) Oxygen Consuming Wastes: Effluent limitations shall be as follows: BOD_5= 5 mg/l, NH_3-N = 2 mg/l and DO = 6 mg/l. More stringent limitations shall be set, if necessary, to ensure that the cumulative pollutant discharge of oxygen-consuming wastes shall not cause the DO of the receiving water to drop more than 0.5 mg/l below background levels, and in no case below the standard. Where background information is not readily available, evaluations shall assume a percent saturation determined by staff to be generally applicable to that hydroenvironment.

(ii) Total Suspended Solids: Discharges of total suspended solids (TSS) shall be limited to effluent concentrations of 10 mg/l for trout waters and PNA's, and to 20 mg/l for all other High Quality Waters.

(iii) Disinfection: Alternative methods to chlorination shall be required for discharges to trout streams, except that single family residences may use chlorination if other options are not economically feasible. Domestic discharges are prohibited to SA waters.

(iv) Emergency Requirements: Failsafe treatment designs shall be employed, including stand-by power capability for entire treatment works, dual train design for all treatment components, or equivalent failsafe treatment designs.

(v) Volume: The total volume of treated wastewater for all discharges combined shall not exceed 50 percent of the total instream flow under 7Q10 conditions.

(vi) Nutrients: Where nutrient overenrichment is projected to be a concern, appropriate effluent limitations shall be set for phosphorus or nitrogen, or both.

(vii) Toxic substances: In cases where complex wastes (those containing or potentially containing toxicants) may be present in a discharge, a safety factor shall be applied to any chemical or whole effluent toxicity allocation. The limit for a specific chemical constituent shall be allocated at one-half of the normal standard at design conditions. Whole effluent toxicity shall be allocated to protect for chronic toxicity at an effluent concentration equal to twice that which is acceptable under design conditions. In all instances there may be no acute toxicity in an effluent concentration of 90 percent. Ammonia toxicity shall be evaluated according to EPA guidelines promulgated in "Ambient Water Quality Criteria for Ammonia - 1984"; EPA document number 440/5-85-001; NITS number PB85-227114; July 29, 1985 (50 FR 30784) or "Ambient Water Quality Criteria for Ammonia (Saltwater) - 1989"; EPA document number 440/5-88-004; NTIS number PB89-169825. This material related to ammonia toxicity is hereby incorporated by reference including any subsequent amendments and editions and is available for inspection at the Department of Environment and Natural Resources Library, 512 North Salisbury Street, Raleigh, North Carolina. Copies may be obtained from the National Technical Information Service, 5285 Port Royal Road, Springfield, Virginia 22161 at a cost of forty-seven dollars ($47.00).

(c) All expanded NPDES wastewater discharges in High Quality Waters shall be required to provide the treatment described in Sub-Item (1)(b) of this Rule, except for those existing discharges which expand with no increase in permitted pollutant loading.

(2) Development activities which require an Erosion and Sedimentation Control Plan in accordance with rules established by the NC Sedimentation Control Commission or local erosion and sedimentation control program approved in accordance with 15A NCAC 4B .0218, and which drain to and are within one mile of High Quality Waters (HQW) shall be required to follow the stormwater management rules as specified in 15A NCAC 2H .1000. Stormwater management requirements specific to HQW are described in 15A NCAC 2H .1006.

(3) Listing of Waters Classified HQW with Specific Actions. Waters classified as HQW with specific actions to protect exceptional water quality are listed as follows: Thorpe Reservoir [Little Tennessee River Basin, Index No. 2-79-23-(1)] including all of its tributaries shall be managed with respect to wastewater discharges through Item (1) of this Rule.

Item (2) of this Rule shall not be applied in association with this HQW because of the local government implementation of WS-III stormwater management requirements.

If an applicant objects to the requirements to protect high quality waters and believes degradation is necessary to accommodate important social and economic development, the applicant may contest these requirements according to the provisions of G.S. 143-215.1(e) and 150B-23.

History Note: Authority G.S. 143-214.1; 143-215.1; 143-215.3(a)(1);
Eff. October 1, 1995;
Amended Eff. August 1, 1998; April 1, 1996.

.0232 NEUSE RIVER BASIN- NUTRIENT SENSITIVE WATERS MANAGEMENT STRATEGY: BASIN NUTRIENT REDUCTION GOAL

(a) Pursuant to 1995 (Reg. Sess., 1996) N.C. Session Laws, c. 572, the Environmental Management Commission hereby establishes the goal of reducing the average annual load of nitrogen delivered to the Neuse River Estuary from point and nonpoint sources by a minimum of 30 percent of the average annual load for the period 1991 through 1995 by the year 2001. All waters of the Neuse River Basin have been supplementally classified as Nutrient Sensitive Waters (NSW) pursuant to 15A NCAC 2B .0223. The following rules shall be implemented in accordance with 15A NCAC 2B .0223 in all waters of the Neuse River Basin:

(1) Rule .0233 for protection and maintenance of riparian areas,
(2) Rule .0234 for wastewater discharges,
(3) Rule .0235 for urban stormwater management,
(4) Rules .0236 and .0238 for agricultural nitrogen reduction,
(5) Rule .0239 for nutrient management, and
(6) Rule .0240 for nitrogen offset fees.

(b) Failure to meet requirements of Rules .0233, .0234, .0235, .0236, .0238, .0239, and .0240 of this Section may result in imposition of enforcement measures as authorized by G.S. 143-215.6A (civil penalties), G.S. 143-215.6B (criminal penalties), and N.C.G.S. 143-215.6C (injunctive relief).

History Note: Authority G. S. 143-214.1; 143-214.7; 143-215.1; 143-215.3(a)(1); 143-215.6A; 143-215.6B; 143-215.6C;
Eff. August 1, 1998.

.0233 NEUSE RIVER BASIN: NUTRIENT SENSITIVE WATERS MANAGEMENT STRATEGY: PROTECTION AND MAINTENANCE OF RIPARIAN AREAS WITH EXISTING FOREST VEGETATION

The following is the management strategy for maintaining and protecting riparian areas in the Neuse River Basin:

(1) Riparian areas shall be protected and maintained in accordance with this Rule on all sides of surface waters in the Neuse River Basin (intermittent streams, perennial streams, lakes, ponds, and estuaries) as indicated on the most recent versions of United States Geological Survey 1:24,000 scale (7.5 minute quadrangle) topographic maps or other site-specific evidence. This Rule only applies to riparian areas where forest vegetation is established in Zone 1 [as described in Sub-Item 3(a) of this Rule] as of July 22, 1997. Forest vegetation, as defined in 15A NCAC 2B .0202, of any width in Zone 1 must be protected and maintained in accordance with this Rule. This Rule does not establish new buffers in riparian areas. Exceptions to the requirements of this Rule for riparian areas are described in Sub-Items (2)(a)-(h) of this Rule. Maintenance of the riparian areas shall be such that, to the maximum extent possible, sheet flow of surface water is achieved. integrity This Rule specifies requirements that shall be implemented in riparian areas to ensure that the pollutant removal functions of the riparian area are protected and maintained.

(2) The following waterbodies and land uses are exempt from the riparian area protection requirements:

(a) Ditches and manmade conveyances other than modified natural streams;
(b) Areas mapped as intermittent streams, perennial streams, lakes, ponds, or estuaries on the most recent versions of United States Geological Survey 1:24,000 scale (7.5 minute quadrangle) topographic maps where no perennial waterbody, intermittent waterbody, lake, pond or estuary actually exists on the ground;
(c) Ponds and lakes created for animal watering, irrigation, or other agricultural uses that are not part of a natural drainage way that is classified in accordance with 15A NCAC 2B .0100;
(d) Water dependent structures as defined in 15A NCAC 2B .0202, provided that they are located, designed, constructed and maintained to provide maximum nutrient removal, to have the least adverse effects on aquatic life and habitat and to protect water quality;
(e) The following uses may be allowed where no practical alternative exists. A lack of practical alternatives may be shown by demonstrating that, considering the potential for a reduction in size, configuration or density of the proposed activity and all alternative designs, the basic project purpose cannot be practically accomplished in a manner which would avoid or result in less adverse impact to surface waters. Also, these structures shall be located, designed, constructed, and maintained to have minimal disturbance, to provide maximum nutrient removal and erosion protection, to have the least adverse effects on aquatic life and habitat, and to protect water quality to the maximum extent practical through the use of

best management practices.

(i) Road crossings, railroad crossings, bridges, airport facilities, and utility crossings may be allowed if conditions specified in Sub-Item (2)(e) of this Rule are met.

(ii) Stormwater management facilities and ponds, and utility construction and maintenance corridors for utilities such as water, sewer or gas, may be allowed in Zone 2 of the riparian area as long as the conditions specified in Sub-Item (2)(e) of this Rule are met and they are located at least 30 feet from the top of bank or mean high water line. Additional requirements for utility construction and maintenance corridors are listed in Sub-Item (2)(f) of this Rule.

(f) A corridor for the construction and maintenance of utility lines, such as water, sewer or gas, (including access roads and stockpiling of materials) may run parallel to the stream and may be located within Zone 2 of the riparian area, as long as no practical alternative exists and they are located at least 30 feet from the top of bank or mean high water line and best management practices are installed to minimize runoff and maximize water quality protection to the maximum extent practicable. Permanent, maintained access corridors shall be restricted to the minimum width practicable and shall not exceed 10 feet in width except at manhole locations. A 10 feet by 10 feet perpendicular vehicle turnaround is allowed provided they are spaced at least 500 feet apart along the riparian area.

(g) Stream restoration projects, scientific studies, stream gauging, water wells, passive recreation facilities such as boardwalks, trails, pathways, historic preservation and archaeological activities are allowed provided that they are located in Zone 2 and are at least 30 feet from the top of bank or mean high water line and are designed, constructed and maintained to provide the maximum nutrient removal and erosion protection, to have the least adverse effects on aquatic life and habitat, and to protect water quality to the maximum extent practical through the use of best management practices. Activities that must cross the stream or be located within Zone 1 are allowed as long as all other requirements of this Item are met.

(h) Stream crossings associated with timber harvesting are allowed if performed in accordance with the Forest Practices Guidelines Related to Water Quality (15A NCAC 1J .0201-.0209).

(3) The protected riparian area shall have two zones as follows:

(a) Zone 1 shall be an undisturbed area of forest vegetation. Any forest vegetation, as defined in Rule .0202 of this Section, in Zone 1 as of July 22, 1997 shall be maintained and protected in accordance with this Rule.

(i) Location of Zone 1: Zone 1 begins at the top of bank for intermittent streams and perennial streams and extends landward a distance of 30 feet on all sides of the waterbody, measured horizontally on a line perpendicular to the waterbody. For all other waterbodies, Zone 1 begins at the top of bank or mean high water line and extends landward a distance of 30 feet, measured horizontally on a line perpendicular to the waterbody.

(ii) The following practices and activities are allowed in Zone 1:

(A) Natural regeneration of forest vegetation and planting vegetation to enhance the riparian area if disturbance is minimized, provided that any plantings shall primarily consist of locally native trees and shrubs;

(B) Selective cutting of individual trees of high value in the outer 20 feet of Zone 1, provided that the basal area of this outer 20-foot wide area remains at or above 75 square feet per acre and is computed according to the following method. Basal area of this outer 20-foot wide area shall be computed every 100 feet along the stream to ensure even distribution of forest vegetation and shall be based on all trees measured at 4.5 feet from ground level. No tracked or wheeled equipment is allowed in Zone 1 except at stream crossings which are designed, constructed and maintained in accordance with Forest Practice Guidelines Related to Water Quality (15A NCAC 1J .0201 - .0209).

(C) Horticulture or silvicultural practices to maintain the health of individual trees;

(D) Removal of individual trees which are in danger of causing damage to dwellings, other structures or the stream channel;

(E) Removal of dead trees and other timber cutting techniques

necessary to prevent extensive pest or disease infestation if recommended by the Director, Division of Forest Resources and approved by the Director, Division of Water Quality; and

(F) Ongoing agricultural operations provided that existing forest vegetation is protected and requirements in Rules .0236 and .0238 of this Section are followed.

(iii) The following practices are not allowed in Zone 1:

(A) Land-disturbing activities and placement of fill and other materials, other than those allowed in Items (2) and (3)(a)(ii) of this Rule, that would disturb forest vegetation, as defined in this Section;

(B) New development, except as provided in Sub-Items 2(d), 2(e) and 2(f) of this Rule;

(C) New on-site sanitary sewage systems which use ground adsorption;

(D) The application of fertilizer; and

(E) Any activity that threatens the health and function of the vegetation including, but not limited to, application of chemicals in amounts exceeding the manufacturer's recommended rate, uncontrolled sediment sources on adjacent lands, and the creation of any areas with bare soil.

(b) Vegetation in Zone 2 shall consist of a dense ground cover composed of herbaceous or woody species which provides for diffusion and infiltration of runoff and filtering of pollutants.

(i) Location of Zone 2: Zone 2 begins at the outer edge of Zone 1 and extends landward a minimum of 20 feet as measured horizontally on a line perpendicular to the waterbody. The combined minimum width of Zones 1 and 2 shall be 50 feet on all sides of the waterbody.

(ii) The following practices and activities are allowed in Zone 2 in addition to those allowed in Zone 1:

(A) Periodic mowing and removal of plant products such as timber, nuts, and fruit is allowed on a periodic basis provided the intended purpose of the riparian area is not compromised by harvesting, disturbance, or loss of forest or herbaceous ground cover;

(B) Forest vegetation in Zone 2 may be managed to minimize shading on adjacent land outside the riparian area if the water quality function of the riparian area is not compromised;

(C) On-going agricultural operations provided that requirements of Rules .0236 and .0238 of this Section are followed;

(iii) The following practices and activities are not allowed in Zone 2:

(A) Land disturbing activities and placement of fill and other materials, other than those allowed in Items (2) and (3)(b)(ii) of this Rule;

(B) New development, except as provided in Sub-Items 2(e) and 2(f) of this Rule;

(C) New on-site sanitary sewage systems which use ground adsorption;

(D) The application of fertilizer; and

(E) Any activity that threatens the health and function of the vegetation including, but not limited to, application of chemicals in amounts exceeding the manufacturer's recommended rate, uncontrolled sediment sources on adjacent lands, and the creation of any areas with bare soil.

(c) Timber removal and skidding of trees shall be directed away from the water course or water body. Skidding shall be done in a manner to prevent the creation of ephemeral channels perpendicular to the water body. Any tree removal must be performed in a manner that does not compromise the intended purpose of the riparian area and is in accordance with the Forest Practices Guidelines Related to Water Quality (15A NCAC 1J .0201-.0209).

(d) Maintenance of sheet flow in Zones 1 and 2 is required in accordance with this Item.

(i) Sheet flow must be maintained to the maximum extent practical through dispersing concentrated flow and re-establishment of vegetation to maintain the effectiveness of the riparian area.

(ii) Concentrated runoff from new ditches or manmade conveyances must be

dispersed into sheet flow before the runoff enters Zone 2 of the riparian area. Existing ditches and manmade conveyances, as specified in Sub-Item (2)(a) of this Rule, are exempt from this requirement; however, care shall be taken to minimize pollutant loading through these existing ditches and manmade conveyances from fertilizer application or erosion.

(iii) Periodic corrective action to restore sheet flow shall be taken by the landowner if necessary to impede the formation of erosion gullies which allow concentrated flow to bypass treatment in the riparian area.

(e) Periodic maintenance of modified natural streams such as canals is allowed provided that disturbance is minimized and the structure and function of the riparian area is not compromised. A grassed travelway is allowed on one side of the waterbody when alternative forms of maintenance access are not practical. The width and specifications of the travelway shall be only that needed for equipment access and operation. The travelway shall be located to maximize stream shading.

(4) If a local government has been issued a Municipal Separate Stormwater Sewer System permit or has been delegated to implement a local stormwater program, then the local government shall ensure that the riparian areas to be protected are, recorded on new or modified plats.

(5) Where the standards and management requirements for riparian areas are in conflict with other laws, regulations, and permits regarding streams, steep slopes, erodible soils, wetlands, floodplains, forest harvesting, surface mining, land disturbance activities, development in Coastal Area Management Act Areas of Environmental Concern, or other environmental protection areas, the more protective shall apply.

(6) Where application of this Rule would prevent all reasonable uses of a lot platted and recorded prior to the effective date of this Rule, a variance may be granted by the Environmental Management Commission if it finds that:

(a) practical difficulties or unnecessary hardships would result in strict application of the Rule;

(b) such difficulties or hardships result from conditions which are peculiar to the property involved; and

(c) the general purpose and intent of the rule would be preserved, water quality would be protected and substantial justice would be done if the variance were granted.

History Note: Authority G. S. 143-214.1; 143-214.7; 143-215.3(a)(1); S.L. 1995, c. 572; Temporary Adoption Eff. January 22, 1998; Eff. August 1, 1998.

.0234 NEUSE RIVER BASIN - NUTRIENT SENSITIVE WATERS MANAGEMENT STRATEGY: WASTEWATER DISCHARGE REQUIREMENTS

The following is the National Pollutant Discharge Elimination System (NPDES) wastewater discharge management strategy for the Neuse River Basin:

(1) All new and expanding dischargers shall document that all practical alternatives to surface water discharge were evaluated pursuant to 15A NCAC 2H .0105(c)(2), prior to a submittal of an application for a discharge. For purposes of this Rule, permitted discharges means those individually permitted and not those covered under general permits.

(2) All wastewater dischargers greater than or equal to 0.5 million gallons per day (MGD) permitted flow regardless of current loading levels shall evaluate and optimize the operation of their facilities in order to reduce nutrient loadings. One year after the effective date of this Rule, a report shall be submitted to the division by each wastewater discharger or collectively by an Association, documenting the efforts/level of reductions achieved.

(3) The collective total nitrogen load for all individually permitted wastewater discharges shall, on an annual mass basis, be no more than 2.8 million pounds per year, unless individual wastewater discharges separately or collectively purchase a portion of the nonpoint source allocation in accordance with the formula for offset payments set forth in 15A NCAC 2B .0240. Items (5), (6) and (7) of this Rule indicate how this load is allocated in the basin. Compliance with the 2.8 million pounds annual average mass load of total nitrogen shall be required within five years of the effective date of this Rule. If dischargers individually choose to make nutrient offset payments per Rule .0240 of this Section, those offset payments shall be required prior to permit issuance and reissuance. Nutrient offset payments made to purchase nitrogen load reductions from nonpoint sources shall not be credited to the existing nonpoint source's load allocation.

(4) Any existing individual discharger or collective group of wastewater dischargers that accepts wastewater from another wastewater treatment facility in the Neuse River Basin and that results in the elimination of the discharge from that wastewater treatment facility shall be allowed to increase the annual mass load of total nitrogen discharged by the annual mass load of total nitrogen allocated to the wastewater treatment facility that is eliminated. If the wastewater treatment system that is to be eliminated has a permitted flow of less than 0.5 MGD, the annual mass load of total nitrogen shall be calculated from the most recent available data on that facility.

(5) The individually permitted wastewater discharges to the Neuse River basin with permitted flows of less than 0.5 MGD in 1995 shall be allocated an annual average mass load of 280,000 pounds of total nitrogen. All existing facilities above Falls Lake Dam with permitted flows greater than or equal to 0.05 MGD shall meet a quarterly average total phosphorus limit of 2 mg/l. More stringent limits may apply to protect water quality standards in localized areas.

(6) The following Sub-Item specifies the nutrient allocations for discharges above Falls Lake with permitted flows greater than or equal to 0.5 MGD in 1995.

(a) The individually permitted discharges above Falls Lake Dam with permitted flows of greater than or equal to 0.5 MGD in 1995 shall be allocated an annual average mass load of 444,000 pounds of total nitrogen. The estimate of the total nitrogen load discharged through the Falls Lake Dam to the lower Neuse River shall be 15 percent, or 66,600 pounds annual average total nitrogen discharged to the lower Neuse River. The load shall be allocated to the individual facilities based upon the ratio of their 1995 permitted flow to the total permitted flow of those dischargers greater than or equal to 0.5 MGD above the Falls Lake Dam.

(b) All existing facilities above Falls Lake Dam with permitted flows greater than or equal to 0.05 MGD shall meet a quarterly average total phosphorus limit of 2 mg/l. More stringent limits may apply to protect water quality standards in localized areas.

(7) The following Sub-Item specifies the nutrient allocations for discharges below Falls Lake with permitted flows greater than or equal to 0.5 MGD in 1995.

(a) Wastewater treatment plants below Falls Lake Dam that have a permitted flow greater than or equal to 0.5 MGD shall be assigned an annual mass loading limit for total nitrogen based upon the ratio of their flow to the sum of the individual flows as set forth in Sub-item (7)(b) of this Rule multiplied by 2.45 million pounds within five years of the effective date of this Rule.

(b) For purposes of the above calculation the flows shall be:

Central Johnston County 4.99 MGD, Raleigh 60 MGD, Clayton 1. 9 MGD, Burlington Industries 5 MGD, Cary-Northside 12 MGD, Wake Forest 6 MGD, Cary-Southside 16 MGD, Apex 3.6 MGD, Fuquay-Varina 6 MGD, Benson 3 MGD, Goldsboro 16.8 MGD, Kinston-Peachtree 6.75 MGD, LaGrange 0.75 MGD, Kinston-Northside 4.5 MGD, Dupont-Kinston 3.6 MGD, Kenly 0.63 MGD, Wilson 14 MGD, Contentnea Sewerage District 2.85, Farmville 3.5 MGD, Zebulon 1.85 MGD, Weyerhaeuser 32 MGD, New Bern 4.7 MGD, Havelock 1.9 MGD, US Marine Corps Cherry Point 3.5 MGD, CWS Inc. NE Craven Utilities 1 MGD, and Snow Hill 0.5 MGD.

(c) All existing facilities below Falls Lake Dam with permitted flows greater than or equal to 0.5 MGD shall meet a quarterly average total phosphorus limit of 2 mg/l. Upon expansion, these facilities must meet a monthly average total phosphorous limit of 1 mg/l. More stringent limits may apply to protect water quality standards in localized areas.

(8) All new wastewater discharge flows, flows not permitted prior to December 31, 1995, shall document efforts to obtain allocation from the load established in Item (3) of this Section from existing wastewater discharges. If allocation can not be obtained from the existing dischargers, new dischargers may purchase a portion of the nonpoint source load allocation at a rate of 200 percent of the cost as set in 15A NCAC 2B .0240 to implement practices designed to reduce that same loading created by the new discharge. Payment for the portion of the nonpoint source load allocation purchased shall be made prior to permit issuance and reissuance. The new discharge shall at a minimum comply with an annual mass load of total nitrogen based on a concentration of 3.5 mg/l and their permitted flow. These facilities must meet a monthly average total phosphorous limit of 1 mg/l. More stringent limits may be given to protect water quality standards in localized areas.

(9) The following Sub-Item describes the option for dischargers to join an Association to collectively meet nutrient load allocations.

(a) All dischargers within the basin may form an Association to meet their allocated total nitrogen load collectively. For dischargers that join the Association, an agreement shall be drafted between the Division and the Association that includes annual loading targets. The total nitrogen load allocated to the Association shall be calculated by the sum of the individual allocated loads developed in Items (5), (6) and (7) of this Rule. The membership of the Association shall be established no later than March 1, 1998. All facilities who apply for membership in the Association prior to March 1, 1998 shall be accepted. Thereafter, the Division shall accept new members in the Association on every five-year anniversary of March 1, 1998 based on applications for membership received before that date from facilities existing as of the effective date of this Rule.

(b) This annual total nitrogen loading target shall be met within five years of the effective date of this Rule. The agreement may also require

stepwise decreases in total nitrogen loads for the five years following the effective date of this Rule. When developing a final agreement, the Commission shall acknowledge the differences in transport percentages between dischargers above and below Falls Lake Dam. The Association shall also document reduction in total nitrogen loadings for any member facilities located in Craven, Jones, Pamlico and Carteret Counties as a result of their immediate proximity to the estuary. If the Association does not meet its annual total nitrogen loading target in any given year, the Association shall make payments for nonpoint source controls at a rate as set in 15A NCAC 2B .0240. No Association exists, for the purposes of this Rule, until the Agreement is formally approved by the Commission.

(c) All existing Association dischargers below Falls Lake Dam that have a permitted flow greater than or equal to 0.5 MGD shall receive a quarterly average total phosphorus limit of 2 mg/l in their NPDES permits. All existing Association dischargers above Falls Lake Dam that have a permitted flow greater than or equal to 0.05 MGD shall receive a quarterly average total phosphorus limit of 2 mg/l in their NPDES permits. New and expanding Association dischargers shall receive a quarterly average total phosphorus limit of 2 mg/l in their NPDES permits. More stringent phosphorous limits may apply to protect water quality standards in localized areas.

History Note: Authority G. S. 143-214.1; 143-215; 143-215.1; 143-215.3(a)(1); S.L. 1995, c. 572;
Temporary Adoption Eff. January 22, 1998;
Eff. August 1, 1998.

.0235 NEUSE RIVER BASIN- NUTRIENT SENSITIVE WATERS MANAGEMENT STRATEGY: BASINWIDE STORMWATER REQUIREMENTS

The following is the urban stormwater management strategy for the Neuse River Basin:

(1) The following local governments shall be designated, based on population and other factors, for stormwater management requirements as part of the Neuse River Nutrient Sensitive Waters stormwater management strategy:
- (a) Cary,
- (b) Durham,
- (c) Garner,
- (d) Goldsboro,
- (e) Havelock,
- (f) Kinston,
- (g) New Bern,
- (h) Raleigh,
- (i) Smithfield,
- (j) Wilson
- (k) Durham County,
- (l) Johnston County,
- (m) Orange County,
- (n) Wake County, and
- (o) Wayne County.

(2) Other incorporated areas and other counties, not listed under Item (1) of this Rule, may seek to implement their own local stormwater management plan by complying with the requirements specified in Items (5), (6) and (7) of this Rule.

(3) The Environmental Management Commission may designate additional local governments by amending this Rule based on their potential to contribute significant nutrient loads to the Neuse River. At a minimum, the Commission shall review the need for additional designations to the stormwater management program as part of the basinwide planning process for the Neuse River Basin. Any local governments that are designated at a later date under the Neuse Nutrient Sensitive Waters Stormwater Program shall meet the requirements under Items (5), (6) and (7) of this Rule.

(4) Within 12 months of the effective date of this Rule, the Division of Water Quality shall submit a model local stormwater management program plan to control nutrients to the Commission for approval. The Division shall work in cooperation with subject local governments in developing this model plan. The model plan shall address nitrogen reductions for both existing and new development and include, but not be limited to, the following elements:

(a) Review and approval of stormwater management plans for new developments to ensure that:

(i) the nitrogen load contributed by new development activities is held at 70 percent of the average nitrogen load contributed by the 1995 land uses of the non-urban areas of the Neuse River Basin. The local governments shall use a nitrogen export standard of 3.6 pounds/acre/year, determined by the Environmental Management Commission as 70 percent of the average collective nitrogen load for the 1995 non-urban land uses in the basin above New Bern. The EMC may periodically update the design standard based on the availability of new scientific information. Developers shall have the option of partially offsetting their nitrogen loads by funding wetland or riparian area restoration through the North Carolina Wetland Restoration Fund at the rate specified in Rule .0240 of this Section. However, before using offset payments, the development must

attain, at a minimum, a nitrogen export that does not exceed 6 pounds/acre/year for residential development and 10 pounds/acre/year for commercial or industrial development.

(ii) there is no net increase in peak flow leaving the site from the predevelopment conditions for the 1-year, 24-hour storm.

(b) Review of new development plans for compliance with requirements for protecting and maintaining existingriparian areas as specified in Rule 15A NCAC 2B .0233;

(c) Implementation of public education programs;

(d) Identification and removal of illegal discharges;

(e) Identification of suitable locations for potential stormwater retrofits (such as riparian areas) that could be funded by various sources; and

(f) Submittal of an annual report on October 30 to the Division documenting progress on and net changes to nitrogen load from the local government's planning jurisdiction.

(5) Within 12 months of the EMC's approval of the model local government stormwater program or later designation (as described in Item (3) of this Rule), subject local governments shall submit their local stormwater management program plans to the Commission for review and approval. These local plans shall equal or exceed the requirements in Item (4) of this Rule. Local governments may submit a more stringent local stormwater management program plan. Local stormwater management programs and modifications to these programs shall be kept on file by the Division of Water Quality.

(6) Within 18 months of the EMC's approval of the model local government stormwater program or designation, subject local governments shall adopt and implement a local stormwater management program according to their approved plan. Local governments administering a stormwater management program shall submit annual reports to the Division documenting their progress and net changes to nitrogen load by October 30 of each year.

(7) If a local government fails to submit an acceptable local stormwater management program plan within the time frames established in this Rule or fails to properly implement an approved plan, then stormwater management requirements for existing and new urban areas within its jurisdiction shall be administered through the NPDES municipal stormwater permitting program per 15A NCAC 2H .0126.

(a) Subject local governments shall develop and implement comprehensive stormwater management programs, tailored toward nitrogen reduction, for both existing and new development.

(b) These stormwater management programs shall provide all components that are required of local government stormwater programs in Sub-items (4)(a)-(f) of this Rule.

(c) Local governments that are subject to an NPDES permit shall be covered by the permit for at least one permitting cycle (five years) before they are eligible to submit a local stormwater management program for consideration and approval by the EMC.

History Note: Authority G. S. 143-214.1; 143-214.7; 143-215.1; 143-215.3(a)(1); S.L. 1995, c. 572;
Eff. August 1, 1998.

.0238 NEUSE RIVER BASIN- NUTRIENT SENSITIVE WATERS MANAGEMENT STRATEGY: AGRICULTURAL NITROGEN REDUCTION STRATEGY

The following requirements apply to all persons in the Neuse River Basin who engage in agricultural operations. Agricultural operations are activities which relate to the production of crops, livestock, and poultry.

(1) All persons engaging in agricultural operations in the Neuse River Basin shall collectively achieve and maintain a 30 percent net total nitrogen loading reduction from the cumulative average 1991-1995 nitrogen loadings within five years from the effective date of this Rule. Persons subject to this Rule are provided with two options for meeting the requirements of this Rule. The first option is to sign-up for and participate in implementing a collective local strategy for agricultural nitrogen reduction as described in Item (7) of this Rule. This option allows site-specific plans to be developed for those operations where further nitrogen reduction practices are necessary to achieve the collective reduction goal. The second option requires the implementation of standard Best Management Practices as specified in Item (8) of this Rule. Failure to meet requirements of this Rule may result in imposition of enforcement measures as authorized by G.S. 143-215.6A (civil penalties), G.S. 143-215.6B (criminal penalties), and G.S. 143-215.6C (injunctive relief).

(2) Formation and membership of the Basin Oversight Committee. The Environmental Management Commission shall delegate to the Secretary of the Department of Environment and Natural Resources the responsibility of forming a Basin Oversight Committee.

(a) The Secretary shall solicit one nomination for membership on this Committee from each of the following agencies:

(i) Division of Soil and Water Conservation,

(ii) United States Department of Agriculture- Natural Resources Conservation Service,

(iii) North Carolina Department of Agriculture,
(iv) North Carolina Cooperative Extension Service, and
(v) Division of Water Quality.

(b) The Secretary shall also solicit one nomination that represents environmental interests, one nomination that represents agricultural interests, and one from the scientific community with experience related to water quality problems in the Neuse River Basin.

(c) The Secretary, Department of Environment and Natural Resources, shall appoint members of the Basin Oversight Committee from the nominees provided in Sub-Items (2)(a) and (2)(b) of this Rule. Members shall be appointed for a term not to exceed five years and shall serve at the pleasure of the Secretary. The United States Department of Agriculture-Natural Resources Conservation Service member shall serve in an "ex-officio" non-voting capacity and shall function as a technical program advisor to the Committee.

(3) Role of the Basin Oversight Committee. The Environmental Management Commission shall delegate the following responsibilities to the Basin Oversight Committee.

(a) Develop a tracking and accounting methodology, as described below, for evaluating total nitrogen loading from agricultural operations and progress toward reaching the total nitrogen net loading reduction from the implementation BMPs within the Neuse River Basin. The accountability methodology must demonstrate how the nitrogen loading reduction can be met collectively by implementing best management practices approved by the Soil and Water Conservation Commission that include, but are not limited to, water control structures, riparian area establishment, and nutrient management.

(b) Submit a draft accountability process in accordance with the requirements in Sub-Items (3)(a) and (3)(c) of this Rule to the Environmental Management Commission for review within six months after the effective date of the rule and the final accountability process to the Environmental Management Commission for approval within one year after the effective date of the rule. The Environmental Management Commission shall approve the accountability process if it meets requirements in Sub-Items (3)(a) and (3)(c) of this Rule. If the Basin Oversight Committee fails to submit an approvable accountability process to the Environmental Management Commission, then the Environmental Management Commission may accept alternative accountability process proposals within 15 months of the effective date of this Rule. If the Environmental Management Commission fails to receive an approvable accountability process, then the Environmental Management Commission may require all agricultural operations to follow the standard Best Management Practices option as specified in Item (8) of this Rule.

(c) Include in the accountability process a method to accurately track implementation of BMPs, including location and type of BMPs; to estimate nitrogen reductions from BMP implementation; to quantify increases or decreases in nitrogen loading due to changes in land use, modified agricultural activity, or atmospheric nitrogen loading, based on the best available scientific information; to ensure operation and maintenance of BMPs, including year round management for water control structures; to address life expectancy of BMPs; and a method to ensure maintenance of the nitrogen net loading reduction after the initial five years of this Rule, including substitute BMPs to replace expired practices and additional BMPs to offset new sources of nitrogen.

(d) Calculate a separate total nitrogen loading for agricultural lands in the Neuse River Basin above and below New Bern based on the average of 1991-1995 conditions. Based on this loading, calculate a separate 30 percent net reduction. Loading calculations must include atmospheric emissions and deposition of nitrogen from agricultural lands based on the best available scientific information. Allocate to counties or watersheds, as allowed in Sub-Item (4)(a) of this Rule, within the Neuse River Basin their portion of the calculated nitrogen loading reduction from agricultural operations, including any division of the reduction between specific categories of agricultural operations. Each county or watershed may not have to reduce individually its nitrogen loading by 30 percent; however, the nitrogen loading reduction from all counties or watershed above New Bern shall collectively meet their total nitrogen reduction and all counties or watersheds below New Bern shall collectively meet their total nitrogen reduction. If the Basin Oversight Committee fails to allocate the nitrogen loading reductions from agricultural operations to counties or watersheds within the Neuse River Basin, the Environmental Management Commission may assign the agricultural nitrogen reductions based on the approved accountability process as described in Sub-Items (3)(a) and (3)(c) of this Rule.

(e) Review, approve and summarize county nitrogen reduction strategies and present these strategies to the Environmental Management Commission for approval within two years from the effective date of this Rule.

(f) Review, approve and summarize local nitrogen reduction annual reports and present these reports to the Environmental Management Commission each October. Information to be included in the Annual Report is described in Item (5)(d) of this Rule.

(4) Formation and membership of the Local Advisory Committees. The Environmental Management Commission shall delegate to the Directors of the Division of Water Quality and Division of Soil and Water Conservation the responsibility of forming Local Advisory Committees.

(a) The Directors shall form Local Advisory Committees in each county (or watershed specified by the Basin Oversight Committee) within the Neuse River Basin. The Directors shall solicit nominations for membership on the Local Advisory Committee from each of the following local agencies:

(i) Soil and Water Conservation District.

(ii) United States Department of Agriculture- Natural Resources Conservation Service.

(iii) North Carolina Department of Agriculture.

(iv) North Carolina Cooperative Extension Service.

(v) North Carolina Division of Soil and Water Conservation, and

(vi) The Directors shall also solicit at least two nominations that represents a local farmer in the county watershed.

The Soil and Water Conservation District may be designated by the Basin Oversight Committee as the lead agency on the Local Advisory Committee.

(b) The Environmental Management Commission and Soil and Water Conservation Commission shall appoint members of Local Advisory Committee from the nominees provided in Sub-Item (4)(a) of this Rule and shall be appointed for a term not to exceed five years and shall serve at the pleasure of the Commissions.

(5) Role of the Local Advisory Committees. The Environmental Management Commission shall delegate the following responsibilities to employees of the Department who are members of the Local Advisory Committees and employees of the Division of Soil and Water Conservation or its designee. These employees shall act with advice from the Local Advisory Committees.

(a) Conduct a sign-up process for persons wishing to voluntarily implement the local nitrogen reduction strategy as specified in Item (7) of this Rule. This sign-up process shall be completed within one year following the effective date of this Rule.

(b) Develop local nitrogen reduction strategies that meet the nitrogen loading reduction goal for agricultural operations assigned by the Basin Oversight Committee. The local strategies shall be designed to achieve the required nitrogen loading reduction within five years from the effective date of this Rule. A matrix of best management practice options, which account for stream order, floodplain width, and regional variations in soil types and topography, may be used in developing the local nitrogen reduction strategies. Local nitrogen reduction strategies must specify the name and location of participant agricultural farming operations, BMPs which will be required as part of the plan, estimated nitrogen reduction, schedule for BMP implementation, and operation and maintenance requirements. If the Local Advisory Committee fails to develop the local nitrogen reduction strategy, the Environmental Management Commission may develop the strategy based on the tracking and accounting method approved by the Environmental Management Commission.

(c) Submit an annual report to the Basin Oversight Committee each May on net total nitrogen loading reductions from agricultural operations, the implementation of BMPs for nitrogen control, and progress towards the total nitrogen loading reduction requirements in the Neuse River Basin above and below New Bern.

(d) Include in the annual report, at a minimum, documentation on the BMPs implemented (including type and location), their costs, documentation of any expired contracts for BMPs, estimated nitrogen net loading reductions achieved as a result of those BMPs, any increases or decreases in nitrogen loading resulting from changes in land use or modified agricultural-related activity, discussion of operation and maintenance of BMPs, and a summary of the estimated load from agricultural operations for the previous year, and any modifications to the accounting methodology. Information shall be provided in the annual report on the status of BMP implementation and estimated total nitrogen reduction by all agricultural operations within the Neuse River Basin in each county or watershed. The annual report shall also be summarized separately for cropland, livestock and poultry activities.

(6) Options for meeting the collective total nitrogen net

loading reduction requirement. Each agricultural operation in the Neuse River Basin shall have two options for meeting the requirements of this Rule. The options are to either implement a local nitrogen reduction strategy, specified by Item (7) of this Rule, or implement standard Best Management Practices specified by Item (8) of this Rule.

(7) Local nitrogen reduction strategy option. All persons subject to this Rule that choose to implement the county nitrogen reduction plan must complete the sign-up process that will be conducted per the requirements of Item (5)(a) of this Rule. This sign-up process will be completed within one year from the effective date of this Rule. If a person subject to this Rule does not complete the sign-up process, he shall be subject to implementation of Best Management Practices as specified in Item (8) of this Rule. Persons who choose to participate in the local nitrogen reduction strategy must commit and implement their portion of the plan within five years of the effective date of this Rule. A person may withdraw from the local nutrient reduction strategy up until the time that the local strategy is finalized by the Local Advisory Committee and the person signs the specific plan for his property, which represents his commitment to implement the plan within five years of the effective date of the rules. After a person has made the commitment to implement the local strategy by signing the plan for his property, then such persons may not withdraw from the local nitrogen reduction strategy during the initial five-year period. The local nitrogen reduction strategy is not required to be more stringent than the standard best management practice option provided that the net nitrogen reduction goals are met collectively; however, the Local Advisory Committees may develop strategies that achieve reductions of greater than 30 percent.

(8) Standard best management practice option. If a person subject to this Rule does not complete the sign-up process for implementation of the local nitrogen reduction strategy, then he shall implement the following best management practices within four years following the effective date of this Rule.

(a) A forested riparian area, as described in Sub-Item (8)(a)(i)-(ii) of this Rule, is required on all sides of surface waters in the Neuse River Basin (intermittent streams, perennial streams, lakes, ponds and estuaries) as indicated on the most recent versions of U.S.G.S. 1:24,000 scale (7.5 minute quadrangle) topographic maps or other site-specific evidence. Design and installation of the forested riparian area shall be such that, to the maximum extent possible, sheet flow of surface water is achieved. Any activities that would result in water quality standard violations or disrupt the structural or functional integrity of the forested riparian area are prohibited. The protected riparian area shall have two zones as follows:

(i) Zone 1 shall be undisturbed forest. Zone 1 begins at the top of bank for intermittent streams and perennial streams without tributaries and extends landward a distance of 30 feet on each side of the waterbody, measured horizontally on a line perpendicular to the waterbody. For all other waterbodies, Zone 1 begins at the top of bank or the mean high water line and extends landward a distance of 30 feet, measured horizontally on a line perpendicular to the waterbody. Forest vegetation of any width that exists in Zone 1 as of July 22, 1997 must be preserved and maintained in accordance with Sub-Items (8)(a)(i)(A)-(E) of this Rule. The application of fertilizer in Zone 1 is prohibited. The following practices and activities are allowed in Zone 1:

(A) Natural regeneration of forest vegetation and planting vegetation to enhance the riparian area if disturbance is minimized, provided that any plantings shall primarily consist of locally native trees and shrubs;

(B) Selective cutting of individual trees of high value in the outer 20 feet of Zone 1, provided that the basal area of this outer 20-foot wide area remains at or above 75 square feet per acre and is computed according to the following method. Basal area of this outer 20-foot wide area shall be computed every 100 feet along the stream to ensure even distribution of forest vegetation and shall be based on all trees measured at 4.5 feet from ground level. No tracked or wheeled equipment is allowed in Zone 1 except at stream crossings which are designed, constructed and maintained in accordance with Forest Practice Guidelines Related to Water Quality (15A NCAC 1J .0201 - .0209);

(C) Horticulture or silvicultural practices to maintain the health of individual trees;

(D) Removal of individual trees which are in danger of causing damage to dwellings, other

structures. or the stream channel: and

(E) Removal of dead trees and other timber cutting techniques necessary to prevent extensive pest or disease infestation if recommended by the Director. Division of Forest Resources and approved by the Director. Division of Water Quality.

(ii) Zone 2: begins at the outer edge of Zone 1 and extends landward a minimum of 20 feet as measured horizontally on a line perpendicular to the waterbody. The combined minimum width of Zones 1 and 2 shall be 50 feet on all sides of the waterbody. Vegetation in Zone 2 shall consist of a dense ground cover composed of herbaceous or woody species which provides for diffusion and infiltration of runoff and filtering of pollutants. The following practices and activities are allowed in Zone 2 in addition to those allowed in Zone 1: Periodic mowing and removal of plant products such as timber. nuts. and fruit is allowed on a periodic basis provided the intended purpose of the riparian area is not compromised by harvesting. disturbance. or loss of forest or herbaceous ground cover. Forest vegetation in Zone 2 may be managed to minimize shading on adjacent land outside the riparian area if the water quality function of the riparian area is not compromised.

(iii) The following practices and activities are not allowed in Zone 1 and Zone 2:

(A) Land disturbing activities and placement of fill and other materials. other than those allowed in Items (8)(a)(i) and (8)(b) of this Rule:

(B) New development:

(C) New on-site sanitary sewage systems which use ground absorptions:

(D) Any activity that threatens the health and function of the vegetation including. but not limited to. application of fertilizer or chemicals in amounts exceeding the manufacturer's recommended rate. uncontrolled sediment sources on adjacent lands. and the creation of any areas with bare soil.

(iv) Timber removal and skidding of trees in the riparian area shall be directed away from the water course or water body. Skidding shall be done in a manner to prevent creation of ephemeral channels perpendicular to the water body. Any tree removal must be performed in a manner that does not compromise the intended purpose of the riparian area and is in accordance with the Forest Practices Guidelines Related to Water Quality (15A NCAC 1J .0201-.0209).

(b) The following waterbodies and land uses are exempt from the riparian area requirement:

(i) Ditches and manmade conveyances. other than modified natural streams. which under normal conditions do not receive drainage waters from any tributary ditches. canals. or streams. unless the ditch or manmade conveyance delivers runoff directly to waters classified in accordance with 15A NCAC 2B .0100:

(ii) Ditches and manmade conveyances other than modified natural streams which are used exclusively for drainage of silvicultural land or naturally forested areas. All forest harvesting operations shall be in compliance with North Carolina's Forest Practices Guidelines Related to Water Quality:

(iii) Areas mapped as perennial streams. intermittent streams. lakes. ponds or estuaries on the most recent versions of United States Geological Survey 1:24.000 scale (7.5 minute quadrangle) topographic maps where no perennial. intermittent waterbody. or lakes. ponds or estuaries exists on the ground:

(iv) Ponds and lakes created for animal watering. irrigation. or other agricultural uses that are not part of a natural drainage way that is classified in accordance with 15A NCAC 2B .0100:

(v) Water dependent structures as defined in 15A NCAC 2B .0202 provided that they are located. designed. constructed and maintained to provide maximum nutrient removal. to have the least adverse effects on aquatic life habitat and to protect water quality:

(vi) The following uses may be allowed where no practical alternative exists. A lack of practical alternatives may be shown by demonstrating that. considering the potential for a reduction in size. configuration or density of the proposed activity and all alternative

designs, the basic project purpose cannot be practically accomplished in a manner which would avoid or result in less adverse impact to surface waters. Also, these structures shall be located, designed, constructed, and maintained to have minimal disturbance, to provide maximum nutrient removal and erosion protection, to have the least adverse effects on aquatic life and habitat, and to protect water quality to the maximum extent practical through the use of best management practices:

(A) Road crossings, railroad crossings, bridges, airport facilities, and utility crossings may be allowed if conditions specified in Sub-Item (8)(b)(vi) of this Rule are met;

(B) Stormwater management facilities and ponds, and utility construction and maintenance corridors for utilities such as water, sewer or gas, may be allowed in Zone 2 of the riparian area as long as the conditions specified in Sub-Item (8)(b)(vi) of this Rule are met and they are located at least 30 feet from the top of bank or mean high water line. Additional requirements for utility construction and maintenance corridors are listed in Sub-Item (8)(b)(vi) of this Rule.

(vii) A corridor for the construction and maintenance of utility lines, such as water, sewer or gas, (including access roads and stockpiling of materials) may run parallel to the stream and may be located within Zone 2 of the riparian area, as long as no practical alternative exists and they are located at least 30 feet from the top of bank or mean high water line and best management practices are installed to minimize runoff and maximize water quality protection to the maximum extent practicable. Permanent, maintained access corridors shall be restricted to the minimum width practicable and shall not exceed 10 feet in width except at manhole locations. A 10 feet by 10 feet perpendicular vehicle turnaround is allowed provided they are spaced at least 500 feet apart along the riparian area;

(viii) Stream restoration projects, scientific studies, stream gauging, water wells, passive recreation facilities such as boardwalks, trails, pathways, historic preservation and archaeological activities are allowed; provided that they are located in Zone 2 and are at least 30 feet from the top of bank or mean high water line and are designed, constructed and maintained to provide the maximum nutrient removal and erosion protection, to have the least adverse effects on aquatic life and habitat, and to protect water quality to maximum extent practical through the use of best management practices. Activities that must cross the stream or be located within Zone 1 are allowed as long as all other requirements of this Item are met;

(ix) Stream crossings associated with timber harvesting are allowed if performed in accordance with the Forest Practices Guidelines Related to Water Quality (15A NCAC 1J.0201-.0209); and

(x) In addition to exceptions included in Sub-Item (8)(b)(i)-(ix), canals, ditches, and other drainage conveyances are exempt from the riparian area requirement if both water control structures with a water control structure management plan and a nutrient management plan, are implemented on the adjacent agricultural land according to the standards and specifications of the USDA - Natural Resources Conservation Service or the standards and specifications adopted by the NC Soil and Water Conservation Commission. The water control structures and nutrient management practices must provide equivalent protection and directly affect the land and waterbodies draining into the waterbody exempted from the riparian area requirement. To the maximum extent practical, water control structures shall be managed to maximize nitrogen removal throughout the year. A technical specialist designated pursuant to rules adopted by the Soil and Water Conservation Commission must provide written approval that the nutrient management and water management plans meet the standards and specifications of the USDA - Natural Resources Conservation Service or the standards and specifications adopted by the NC Soil and Water Conservation Commission. If the nutrient

management plans and water management plans are not implemented, then a riparian area pursuant to this Section is required.

(c) The following are modifications to the riparian area requirements.

(i) On agricultural land where either water control structures with a water control structure management plan, or a nutrient management plan is implemented according to the standards and specifications of the USDA - Natural Resources Conservation Service or the standards and specifications adopted by the NC Soil and Water Conservation Commission, then a 20-ft forested or a 30-ft vegetated buffer is required. The water control structures or nutrient management practices must provide equivalent protection and directly affect the land and waterbodies draining into the waterbody with a modified buffer requirement. To the maximum extent practical, water control structures shall be managed to maximize nitrogen removal throughout the year. A technical specialist designated pursuant to rules adopted by the Soil and Water Conservation Commission must provide written approval that the nutrient management plan meets the standards and specifications of the USDA - Natural Resources Conservation Service or the standards and specifications adopted by the NC Soil and Water Conservation Commission.

(ii) A vegetated riparian area may be substituted for an equivalent width of forested riparian area within 100 feet of tile drainage.

(iii) Where the riparian area requirements would result in an unavoidable loss of tobacco allotments [(7 CFR 723.220(c)] and the BMPs of controlled drainage or nutrient management are not in place, forest cover is required only in the first 20 feet of the riparian area.

(d) Maintenance of Zones 1 and 2 is required in accordance with this Rule.

(i) Sheet flow must be maintained to the maximum extent practical through dispersing concentrated flow and re-establishment of vegetation to maintain the effectiveness of the riparian area.

(ii) Concentrated runoff from new ditches or manmade conveyances must be dispersed into sheetflow before the runoff enters Zone 2 of the riparian area. Existing ditches and manmade conveyances, as specified in Sub-Item (8)(b)(ii) of this Rule, are exempt from this requirement; however, care shall be taken to minimize pollutant loading through these existing ditches and manmade conveyances from fertilizer application or erosion.

(iii) Periodic corrective action to restore sheet flow shall be taken by the landowner if necessary to impede the formation of erosion gullies which allow concentrated flow to bypass treatment in the riparian area.

(e) Periodic maintenance of modified natural streams such as canals is allowed provided that disturbance is minimized and the structure and function of the riparian area is not compromised. A grassed travelway is allowed on one side of the waterbody when alternative forms of maintenance access are not practical. The width and specifications of the travelway shall be only that needed for equipment access and operation. The travelway shall be located to maximize stream shading.

(f) Where the standards and management requirements for riparian areas are in conflict with other laws, regulations, and permits regarding streams, steep slopes, erodible soils, wetlands, floodplains, forest harvesting, surface mining, land disturbance activities, development in Coastal Area Management Act Areas of Environmental Concern, or other environmental protection areas, the more protective shall apply.

(g) The Environmental Management Commission acknowledges that best management practices under the standard management practice option of this Rule do not fully address nitrogen loading, including atmospheric emissions and deposition, from animal operations. As information becomes available on nitrogen loadings from animal operations and best management practices to control these loadings, other best management practices from animal operations may be required by the Commission as necessary to achieve equivalent reduction in nitrogen loadings therefrom. These additional best management practices shall be required if deemed necessary to achieve a net total nitrogen loading reduction from the animal operations based on average 1991-1995 conditions.

History Note: Authority G. S. 143-214.1; 143-214.7; 143-215.3(a)(1);
Eff. August 1, 1998.

.0239 NEUSE RIVER BASIN: NUTRIENT SENSITIVE WATERS MANAGEMENT STRATEGY: NUTRIENT MANAGEMENT

The following is the management strategy for nutrient management in the Neuse River Basin:

(1) The following persons shall obtain a certificate, issued within five years of the effective date of this Rule by the Cooperative Extension Service or the Division of Water Quality, verifying completion of training and continuing education in nutrient management. Within one year from the effective date of this Rule, the Division of Water Quality, in cooperation with the Cooperative Extension Service, shall conduct a sign-up process for persons wishing to take the nutrient management training. If these persons fail to obtain the nutrient management certificate, they are required to develop and properly implement nutrient management plans for the lands where they apply fertilizer within five years of the effective date of this Rule:

(a) Applicators who in a calendar year apply fertilizer to cropland areas, including row and vegetable crops, floriculture areas, ornamental areas and greenhouse production areas, that together comprise at least 50 acres and persons responsible for managing cropland areas, as described in Sub-Item (1)(a) of this Rule, that together comprise at least 50 acres;

(b) Applicators who in a calendar year apply fertilizer to a golf course, recreational land areas, right-of -way, or other turfgrass areas that together comprise at least 50 acres, and persons responsible for managing the turfgrass aspects of lands, as described in Sub-Item (1)(b) of this Rule, that together comprise at least 50 acres; and

(c) Commercial applicators who apply fertilizer to at least 50 total acres per year of lawn and garden areas in residential, commercial, or industrial developments, and persons responsible for managing the lawn and garden aspects of lands, as described in Sub-Item (1)(c) of this Rule, that together comprise at least 50 acres.

(2) If the persons listed in Sub-Items (1)(a)-(c) of this Rule do not attend and complete within five years of the effective date of this Rule a nutrient management training program administered by the Cooperative Extension Service, their nutrient management plans shall meet the following requirements:

(a) Nutrient management plans for cropland shall meet the standards and specifications of the USDA - Natural Resources Conservation Service or the standards and specifications adopted by the NC Soil and Water Conservation Commission. Written approval from a technical specialist designated pursuant to rules adopted by the Soil and Water Conservation Commission must be obtained by the applicator certifying that a nutrient management plan meeting these standards has been developed for the lands where they apply fertilizer.

(b) Nutrient management plans for turfgrass, floriculture, ornamental and greenhouse production application of nutrients shall meet recommended guidelines in the following documents or other recommended guidelines from land-grant universities to minimize nutrient loss to waters in the Neuse River Basin. Nutrient management plans for turfgrass shall follow the North Carolina Cooperative Extension Service (NCCES) guidelines in "Water Quality And Professional Lawn Care"; NCCES publication number WQMM-155 or "Water Quality And Home Lawn Care"; NCCES publication number WQMM-151. Copies may be obtained from the Division of Water Quality, 512 North Salisbury Street, Raleigh, North Carolina 27626 at no cost. Nutrient management plans for nursery crops and greenhouse production shall follow the Southern Nurserymen's Association guidelines promulgated in "Best Management Practices Guide For Producing Container-Grown Plants". Copies may be obtained from the Southern Nurserymen's Association, 1000 Johnson Ferry Road, Suite E-130, Marietta, GA 30068-2100 at a cost of thirty-five dollars ($35.00). There materials related to nutrient management plans for turfgrass, nursery crops and greenhouse production are hereby incorporated by reference including any subsequent amendments and editions and are available for inspection at the Department of Environment and Natural Resources Library, 512 North Salisbury Street, Raleigh, North Carolina. The Division of Water Quality shall develop model plans in consultation with the Cooperative Extension Service, the Natural Resources Conservation Service, the Division of Soil and Water Conservation, and the North Carolina Department of Agriculture and approved by the Director of the Division of Water Quality within one year of the effective date of this Rule. The model plans shall provide a description of the type of information to be included in the plans for source of nutrients, the amount of nutrient applied, the placement of nutrients, and the timing of nutrient applications. Written approval from a technical specialist designated pursuant to rules adopted by the Environmental Management Commission must be obtained by the applicator certifying that a nutrient management plan

meeting these standards has been developed for the lands where they apply fertilizer.

(c) For nutrient management plans developed under Sub-Items (2)(a) and (2)(b) of this Rule using dry poultry litter from animal waste management systems involving 30,000 or more birds, dry poultry litter shall be applied at agronomic rates for nitrogen based on realistic yield expectations derived from waste nutrient content crop and soil type or yield records.

(d) Nutrient management plans and supporting documents must be kept on-site or be producible within 24 hours of a request by the Division of Water Quality.

(e) Nutrient management plans may be written by the applicator or a consultant to the applicator.

(3) Applicators and commercial applicators subject to Item (2) of this Rule who do not develop a nutrient management plan or do not apply nutrients in accordance with a nutrient management plan meeting the specifications in Item (2) are in violation of this Rule and are subject to enforcement measures authorized in G.S. 143-215.6A (civil penalties), G.S. 143-215.6B (criminal penalties), and G.S. 143-215.6C (injunctive relief).

(4) Residential landowners and other individuals applying fertilizer to less than 50 acres per year shall to the maximum extent practical apply fertilizer to residential, commercial, industrial, turfgrass, and cropland areas at rates recommended by the Cooperative Extension Service.

History Note: Authority G. S. 143-214.1; 143-214.7; 143-215.3(a)(1);
Eff. August 1, 1998.

SECTION .0300 - ASSIGNMENT OF STREAM CLASSIFICATIONS

.0303 LITTLE TENN RIVER BASIN AND SAVANNAH RIVER DRAINAGE AREA

(a) The schedule may be inspected at the following places:

(1) Clerk of Court:
Clay County
Graham County
Jackson County
Macon County
Swain County
Transylvania County

(2) North Carolina Department of Environment and Natural Resources
Asheville Regional Office
Interchange Building
59 Woodfin Place
Asheville, North Carolina.

(b) Unnamed Streams. Such streams entering Georgia or Tennessee shall be classified "C Tr." Such streams in the Savannah River drainage area entering South Carolina shall be classified "B Tr."

(c) The Little Tennessee River Basin and Savannah River Drainage Area Schedule of Classifications and Water Quality Standards was amended effective:

(1) February 16, 1977;
(2) March 1, 1977;
(3) July 13, 1980;
(4) February 1, 1986;
(5) October 1, 1987;
(6) March 1, 1989;
(7) January 1, 1990;
(8) July 1, 1990;
(9) August 1, 1990;
(10) March 1, 1991;
(11) August 3, 1992;
(12) February 1, 1993;
(13) August 1,1994;
(14) September 1, 1996;
(15) August 1, 1998;

(d) The Schedule of Classifications of Water Quality Standards for the Little Tennessee Basin and Savannah River Drainage Area was amended effective March 1, 1989 as follows:

(1) Nantahala River (Index No. 2-57) from source to the backwaters of Nantahala Lake and all tributary waters were reclassified from Class B-trout, Class C-trout and Class C to Class B-trout ORW, Class C-trout ORW and Class C ORW.

(2) Chattooga River (Index No. 3) including Scotsman Creek, Overflow Creek, Big Creek, Talley Mill Creek and all tributary waters were reclassified from Class B-trout, Class C-trout and Class C to Class B-trout ORW, Class C-trout ORW and Class C ORW and Clear Creek and all tributary waters were reclassified from Class C-trout and Class C to Class B-trout and Class B.

(e) The Schedule of Classifications and Water Quality Standards for the Little Tennessee River Basin and Savannah River Drainage Area was amended effective January 1, 1990 as follows:

(1) North Fork Coweeta Creek (Index No. 2-10-4) and Falls Branch (Index No. 2-10-4-1) were reclassified from Class C to Class B.

(2) Burningtown Creek (Index No. 2-38) was reclassified from C-trout to B-trout.

(f) The Schedule of Classifications and Water Quality Standards for the Little Tennessee River Basin and Savannah River Drainage Area was amended effective July 1, 1990 by the reclassification of Alarka Creek (Index No. 2-69) from source to Upper Long Creek (Index No. 2-69-2) including all tributaries from Classes C and C Tr to Classes C HQW and C Tr HQW.

(g) The Schedule of Classifications and Water Quality Standards for the Little Tennessee River Basin and Savannah River Drainage Area was amended effective March 1, 1991 as follows:

(1) Cartoogechaye Creek [Index Nos. 2-19-(1) and 2-19-(16)] from Gibson Cove Branch to bridge at U.S. Hwy. 23 and 441 and from the bridge at U.S. Hwy. 23 and 441 to the Little Tennessee River was

reclassified from Classes WS-III Tr and C Tr to Classes WS-III and B Tr and B Tr respectively.

(2) Coweeta Creek (Index Nos. 2-10) from its source to the Little Tennessee River including all tributaries except Dryman Fork (Index No. 2-10-3) and North Fork Coweeta Creek (Index No. 2-10-4) was reclassified from Classes C and C Tr to Classes B and B Tr.

(h) The Schedule of Classifications and Water Quality Standards for the Little Tennessee River Basin and Savannah River Drainage Area was amended effective August 3, 1992 with the reclassification of all water supply waters (waters with a primary classification of WS-I, WS-II or WS-III). These waters were reclassified to WS-I, WS-II, WS-III, WS-IV or WS-V as defined in the revised water supply protection rules, (15A NCAC 2B .0100, .0200 and .0300) which became effective on August 3, 1992. In some cases, streams with primary classifications other than WS were reclassified to a WS classification due to their proximity and linkage to water supply waters. In other cases, waters were reclassified from a WS classification to an alternate appropriate primary classification after being identified as downstream of a water supply intake or identified as not being used for water supply purposes.

(i) The Schedule of Classifications and Water Quality Standards for the Little Tennessee River Basin and Savannah River Drainage Area has been amended effective February 1, 1993 as follows:

(1) Bearwallow Creek from its source to 2.3 miles upstream of the Toxaway River [Index No. 4-7-(1)] was revised to indicate the application of an additional management strategy (referencing 15A NCAC 2B .0201(d) to protect downstream waters; and

(2) the Tuckaseegee River from its source to Tennessee Creek [Index No. 2-79-(0.5)] including all tributaries was reclassified from Classes WS-III&B Tr HQW, WS-III HQW and WS-III to Classes WS-III Tr ORW and WS-III ORW.

(j) The Schedule of Classifications and Water Quality Standards for the Little Tennessee River Basin and Savannah River Drainage Area was amended effective August 1, 1994 with the reclassification of Deep Creek [Index Nos. 2-79-63-(1) and 2-79-63-(16)] from its source to the Great Smokey Mountains National Park Boundary including tributaries from Classes C Tr, B Tr and C Tr HQW to Classes WS-II Tr and WS-II Tr CA.

(k) The Schedule of Classifications and Water Quality Standards for the Little Tennessee River Basin and Savannah River Drainage Area was amended effective September 1, 1996 as follows:

(1) Deep Creek from the Great Smoky Mountains National Park Boundary to the Tuckasegee River [Index no. 2-79-63-(21)] was reclassified from Class C Tr to Class B Tr; and

(2) the Tuckasegee River from the West Fork Tuckasegee River to Savannah Creek and from Macks Town Branch to Cochran Branch [Index Nos. 2-79-(24), 2-79(29.5) and 2-79-(38)] was reclassified from Classes WS-III Tr, WS-III Tr CA and C to Classes WS-III&B Tr, WS-III&B Tr CA and B.

(l) The Schedule of Classifications and Water Quality Standards for the Little Tennessee River Basin and Savannah River Drainage Area was amended effective August 1, 1998 with the reclassifications of Thorpe Reservoir (Lake Glenville), Hurricane Creek, and Laurel Branch [Index Nos. 2-79-23-(1), 2-79-23-2, and 2-79-23-2-1 respectively] from classes WS-III&B, WS-III Tr and WS-III to classes WS-III&B HQW, WS-III Tr HQW, and WS-III HQW.

History Note: Authority G.S. 143-214.1; 143-215.1; 143-215.3(a)(1);
Eff. February 1, 1976;
Amended Eff. August 1, 1998; September 1, 1996; August 1, 1994; February 1, 1993; August 3, 1992; March 1, 1991.

.0304 FRENCH BROAD RIVER BASIN

(a) The schedule may be inspected at the following places:

(1) Clerk of Court:
Avery County
Buncombe County
Haywood County
Henderson County
Madison County
Mitchell County
Transylvania County
Yancey County

(2) North Carolina Department of Environment and Natural Resources
Asheville Regional Office
Interchange Building
59 Woodfin Place
Asheville, North Carolina.

(b) Unnamed Streams. Such streams entering Tennessee will be classified "B."

(c) The French Broad River Basin Schedule of Classifications and Water Quality Standards was amended effective:

(1) September 22, 1976;
(2) March 1, 1977;
(3) August 12, 1979;
(4) April 1, 1983;
(5) August 1, 1984;
(6) August 1, 1985;
(7) February 1, 1986;
(8) May 1, 1987;
(9) March 1, 1989;
(10) October 1, 1989;
(11) January 1, 1990;
(12) August 1, 1990;
(13) August 3, 1992;
(14) October 1, 1993;
(15) July 1, 1995;
(16) November 1, 1995;
(17) January 1, 1996;
(18) April 1, 1996;
(19) August 1, 1998.

(d) The Schedule of Classifications and Water Quality Standards for the French Broad River Basin was amended

effective March 1, 1989 as follows:

(1) Cataloochee Creek (Index No. 5-41) and all tributary waters were reclassified from Class C-trout and Class C to Class C-trout ORW and Class C ORW.

(2) South Fork Mills River (Index No. 6-54-3) down to Queen Creek and all tributaries were reclassified from Class WS-I and Class WS-III-trout to Class WS-I ORW and Class WS-III-trout ORW.

(e) The Schedule of Classifications and Water Quality Standards for the French Broad River Basin was amended effective October 1, 1989 as follows: Cane River (Index No. 7-3) from source to Bowlens Creek and all tributaries were reclassified from Class C trout and Class C to Class WS-III trout and Class WS-III.

(f) The Schedule of Classifications and Water Quality Standards for the French Broad River Basin was amended effective January 1, 1990 as follows: North Toe River (Index No. 7-2) from source to Cathis Creek (Christ Branch) and all tributaries were reclassified from Class C trout and Class C to Class WS-III trout and Class WS-III.

(g) The Schedule of Classifications and Water Quality Standards for the French Broad River Basin was amended effective August 3, 1992 with the reclassification of all water supply waters (waters with a primary classification of WS-I, WS-II or WS-III). These waters were reclassified to WS-I, WS-II, WS-III, WS-IV or WS-V as defined in the revised water supply protection rules, (15A NCAC 2B .0100, .0200 and .0300) which became effective on August 3, 1992. In some cases, streams with primary classifications other than WS were reclassified to a WS classification due to their proximity and linkage to water supply waters. In other cases, waters were reclassified from a WS classification to an alternate appropriate primary classification after being identified as downstream of a water supply intake or identified as not being used for water supply purposes.

(h) The Schedule of Classifications and Water Quality Standards for the French Broad River Basin was amended effective October 1, 1993 as follows: Reasonover Creek [Index No. 6-38-14-(1)] from source to Reasonover Lake Dam and all tributaries were reclassified from Class B Trout to Class WS-V and B Trout, and Reasonover Creek [Index No. 6-38-14-(4)] from Reasonover Lake Dam to Lake Julia Dam and all tributaries were reclassified from Class C Trout to Class WS-V Trout.

(i) The Schedule of Classifications and Water Quality Standards for the French Broad River Basin was amended effective July 1, 1995 with the reclassification of Cane Creek [Index Nos. 6-57-(1) and 6-57-(9)] from its source to the French Broad River from Classes WS-IV and WS-IV Tr to Classes WS-V, WS-V Tr and WS-IV.

(j) The Schedule of Classifications and Water Quality Standards for the French Broad River Basin was amended effective November 1, 1995 as follows: North Toe River [Index Numbers 7-2-(0.5) and 7-2-(37.5)] from source to a point 0.2 miles downstream of Banjo Branch, including tributaries, has been reclassified from Class WS-III, WS-III Trout and WS-III Trout CA (critical area) to Class WS-IV Trout, WS-IV, WS-IV Trout CA, and C Trout.

(k) The Schedule of Classifications and Water Quality Standards for the French Broad River Basin was amended effective January 1, 1996 as follows: Stokely Hollow [Index Numbers 6-121.5-(1) and 6-121.5-(2)] from source to mouth of French Broad River has been reclassified from Class WS-II and Class WS-II CA to Class C.

(l) The Schedule of Classifications and Water Quality Standards for the French Broad River Basin was amended April 1, 1996 with the reclassification of the French Broad River [Index No. 6-(1)] from a point 0.5 miles downstream of Little River to Mill Pond Creek to Class WS-IV; French Broad River [Index No. 6-(51.5)] from a point 0.6 miles upstream of Mills River to Mills River to Class WS-IV CA (Critical Area), from Mills River to a point 0.1 miles upstream of Boring Mill Branch to Class C; and the Mills River [Index No. 6-54-(5)] was reclassified from City of Hendersonville water supply intake to a point 0.7 miles upstream of mouth of Mills River to Class WS-III, and from a point 0.7 miles upstream of mouth of Mills River to French Broad River to Class WS- III CA (Critical Area).

(m) The Schedule of Classifications and Water Quality Standards for the French Broad River Basin was amended August 1, 1998 with the revision to the primary classification for portions of the French Board River [Index No. 6-(38.5)] and the North Toe River 7-2-(10.5) from Class IV to Class C.

(n) The schedule of Classifications and Water Quality Standards for the French Broad River Basin was amended August 1, 1998 with the reclassification of Clear Creek [Index No. 6-55-(1)] from its source to Lewis Creek from Class C Tr to Class B Tr.

History Note: Authority G.S. 143-214.1; 143-215.1; 143-215.3(a)(1);
Eff. February 1, 1976;
Amended Eff. August 1, 1998; April 1, 1994; February 1, 1993; August 3, 1992; April 1, 1992.

.0308 CATAWBA RIVER BASIN

(a) The schedule may be inspected at the following places:

(1) Clerk of Court:
Alexander County
Avery County
Burke County
Caldwell County
Catawba County
Gaston County
Iredell County
Lincoln County
McDowell County
Mecklenburg County
Union County
Watauga County

(2) North Carolina Department of Environment and Natural Resources:

(A) Mooresville Regional Office
919 North Main Street
Mooresville, North Carolina

(B) Asheville Regional Office

Interchange Building
59 Woodfin Place
Asheville, North Carolina.

(b) Unnamed Streams. Such streams entering South Carolina are classified "C."

(c) The Catawba River Basin Schedule of Classifications and Water Quality Standards was amended effective:

(1) March 1, 1977;
(2) August 12, 1979;
(3) April 1, 1982;
(4) January 1, 1985;
(5) August 1, 1985;
(6) February 1, 1986;
(7) March 1, 1989;
(8) May 1, 1989;
(9) March 1, 1990;
(10) August 1, 1990;
(11) August 3, 1992;
(12) April 1, 1994;
(13) July 1, 1995;
(14) September 1, 1996;
(15) August 1, 1998.

(d) The Schedule of Classifications and Water Quality Standards for the Catawba River Basin was amended effective March 1, 1989 as follows:

(1) Wilson Creek (Index No. 11-38-34) and all tributary waters were reclassified from Class B-trout and Class C-trout to Class B-trout ORW and Class C-trout ORW.

(e) The Schedule of Classifications and Water Quality Standards for the Catawba River Basin was amended effective May 1, 1989 as follows:

(1) Henry Fork [Index Nos. 11-129-1-(1) and 11-129-1-(2)] from source to Laurel Creek, including all tributaries, were reclassified from Class WS-I, C and C trout to Class WS-I ORW, C ORW and C trout ORW, except Ivy Creek and Rock Creek which will remain Class C trout and Class C.
(2) Jacob Fork [Index Nos. 11-129-2-(1) and 11-129-2-(4)] from source to Camp Creek, including all tributaries, were reclassified from Class WS-III trout and WS-III to WS-III trout ORW and WS-III ORW.

(f) The Schedule of Classifications and Water Quality Standards for the Catawba River Basin was amended effective March 1, 1990 as follows:

(1) Upper Creek [Index No. 11-35-2-(1)] from source to Timbered Branch including all tributaries except Timbered Branch (Index No. 11-35-2-9) was reclassified from Class C Trout to Class C Trout ORW.
(2) Steels Creek [Index No. 11-35-2-12(1)] from source to Little Fork and all tributaries was reclassified from Class C Trout to Class C Trout ORW.

(g) The Schedule of Classifications and Water Quality Standards for the Catawba River Basin was amended effective August 3, 1992 with the reclassification of all water supply waters (waters with a primary classification of WS-I, WS-II or WS-III). These waters were reclassified to WS-I, WS-II, WS-III, WS-IV or WS-V as defined in the revised water supply protection rules, (15A NCAC 2B .0100, .0200 and .0300) which became effective on August 3, 1992. In some cases, streams with primary classifications other than WS were reclassified to a WS classification due to their proximity and linkage to water supply waters. In other cases, waters were reclassified from a WS classification to an alternate appropriate primary classification after being identified as downstream of a water supply intake or identified as not being used for water supply purposes.

(h) The Schedule of Classifications and Water Quality Standards for the Catawba River Basin was amended effective April 1, 1994 as follows:

(1) Friday Lake (Index No. 11-125.5) from its source to Little Paw Creek was reclassified from Class C to Class B.
(2) The Linville River [Index No. 12-29-(1)] from Grandmother Creek to Linville Falls was reclassified from Class C Tr to Class B Tr.

(i) The Schedule of Classifications and Water Quality Standards for the Catawba River Basin was amended effective July 1, 1995 with the reclassification of Clark Creek from a point 0.6 mile downstream of Catawba County SR 2014 to 0.4 mile upstream of Larkard Creek [Index No. 11-129-5-(4.5)], and Howards Creek from its source to 0.7 mile upstream of Lincoln County State Road 1200 [Index No. 11-129-4], including associated tributaries from Class WS-IV to Classes C and WS-IV.

(j) The Schedule of Classifications and Water Quality Standards for the Catawba River Basin was amended effective September 1, 1996 as follows:

(1) North Fork Catawba River [Index No. 11-24-(1)] from Laurel Branch to Armstrong Creek from Class C Tr to Class B Tr; and
(2) Catawba River (Lake Hickory) from Rhodhiss dam to highway 321 [Index No. 11-(51)] from Class WS-IVCA to Class WS-IV&B CA.

(k) The Schedule of Classifications and Water Quality Standards for the Catawba River Basin was amended effective August 1, 1998 with the revision to the primary classification for portions of the South Fork Catawba River [Index No. 11-129-(0.5)] and Hoyle Creek [Index No. 11-129-15-(1)] from Class WS-IV to Class WS-V.

(l) The Schedule of Classifications and Water Quality Standards for the Catawba River Basin was amended effective August 1, 1998 as follows:

(1) Mill Creek [Index No. 11-7] from its source to Swannanoa Creek, including all tributaries, from Class C Tr to Class C Tr HQW; and
(2) Toms Creek [Index Nos 11-21-(1) and 11-21-(2)] from its source to Harris Creek, including all tributaries, from Class C Tr to Class C Tr HQW and from Harris Creek to McDowell County SR 1434, including all tributaries, from Class C to Class C HQW.

(m) The Schedule of Classifications and Water Quality Standards for the Catawba River Basin was amended effective

August 1, 1998 with the reclassification of Howards Creek [Index No. 11-129-4-(0.7)] from Class WS-IV to Class C; Clarks Creek [Index No. 11-129-5-(7.5)] from Class WS-IV to Class C; Indian Creek [Index No. 11-129-8-(5)] from Class WS-IV to Class C; and Beaver Creek [Index No. 11-129-9] from Class WS-IV to Class C.

History Note: Authority G.S. 143-214.1; 143-215.1; 143-215.3(a)(1);
Eff. February 1, 1976;
Amended Eff. August 1, 1998; September 1, 1996; July 1, 1995; April 1, 1994; August 3, 1992; August 1, 1990.

.0313 ROANOKE RIVER BASIN

(a) The schedule may be inspected at the following places:

(1) Clerk of Court:
Bertie County
Caswell County
Forsyth County
Granville County
Guilford County
Halifax County
Martin County
Northampton County
Person County
Rockingham County
Stokes County
Surry County
Vance County
Warren County
Washington County

(2) North Carolina Department of Environment and Natural Resources:

(A) Raleigh Regional Office
3800 Barrett Drive
Raleigh, North Carolina

(B) Washington Regional Office
1424 Carolina Avenue
Washington, North Carolina

(C) Winston-Salem Regional Office
8025 North Point Boulevard, Suite 100
Winston-Salem, North Carolina.

(b) Unnamed Streams. Such streams entering Virginia are classified "C." Except that all backwaters of John H. Kerr Reservoir and the North Carolina portion of streams tributary thereto not otherwise named or described shall carry the classification "B," and all backwaters of Lake Gaston and the North Carolina portion of streams tributary thereto not otherwise named or described shall carry the classification "C and B."

(c) The Roanoke River Basin Schedule of Classification and Water Quality Standards was amended effective:

(1) May 18, 1977;
(2) July 9, 1978;
(3) July 18, 1979;
(4) July 13, 1980;
(5) March 1, 1983;
(6) August 1, 1985;
(7) February 1, 1986;
(8) July 1, 1991;
(9) August 3, 1992;
(10) August 1, 1998.

(d) The Schedule of Classifications and Water Quality Standards for the Roanoke River Basin was amended effective July 1, 1991 with the reclassification of Hyco Lake (Index No. 22-58) from Class C to Class B.

(e) The Schedule of Classifications and Water Quality Standards for the Roanoke River Basin was amended effective August 3, 1992 with the reclassification of all water supply waters (waters with a primary classification of WS-I, WS-II or WS-III). These waters were reclassified to WS-I, WS-II, WS-III, WS-IV or WS-V as defined in the revised water supply protection rules, (15A NCAC 2B .0100, .0200 and .0300) which became effective on August 3, 1992. In some cases, streams with primary classifications other than WS were reclassified to a WS classification due to their proximity and linkage to water supply waters. In other cases, waters were reclassified from a WS classification to an alternate appropriate primary classification after being identified as downstream of a water supply intake or identified as not being used for water supply purposes.

(f) The schedule of Classifications and Water Quality Standards for the Roanoke River Basin was amended effective August 1, 1998 with the reclassification of Cascade Creek (Camp Creek) [Index No. 22-12] and its tributaries from its source to the backwaters of the swimming lake from Class B to Class B ORW, and the reclassification of Indian Creek [Index No. 22-13] and its tributaries from its source to Window Falls from Class C to Class C ORW.

(g) The Schedule of Classifications and Water Quality Standards for the Roanoke River Basin was amended effective August 1, 1998 with the revision to the primary classification for portions of the Dan River [Index No. 22-(19.5)] and the Mayo River [Index No. 22-30-(1)] from Class WS-IV to Class WS-V.

History Note: Authority G.S. 143-214.1; 143-215.1; 143-215.3(a)(1);
Eff. February 1, 1976;
Amended Eff. August 1, 1998; August 3, 1992; July 1, 1991; February 1, 1986; August 1, 1985.

SUBCHAPTER 2D - AIR POLLUTION CONTROL REQUIREMENTS

SECTION .1000 - MOTOR VEHICLE EMISSION CONTROL STANDARDS

.1005 MEASUREMENT AND ENFORCEMENT

The methods and equipment for measuring the exhaust emissions are specified in 40 CFR 52.1770.

History Note: Authority G.S. 20-128.2(a); 143-215.3(a)(1); 143-215.107(a)(3); 143-215.107(a)(6); 143-215.107(a)(7);
Eff. December 1, 1982;
Amended Eff. July 1, 1998; April 1, 1991; November 1, 1986.

SUBCHAPTER 2L - GROUNDWATER CLASSIFICATION AND STANDARDS

SECTION .0100 - GENERAL CONSIDERATIONS

.0115 RISK-BASED ASSESSMENT AND CORRECTIVE ACTION FOR PETROLEUM UNDERGROUND STORAGE TANKS

(a) The purpose of this Rule is to establish procedures for risk-based assessment and corrective action sufficient to:

(1) protect human health and the environment;

(2) abate and control contamination of the waters of the State as deemed necessary to protect human health and the environment;

(3) permit management of the State's groundwaters to protect their designated current usage and potential future uses;

(4) provide for anticipated future uses of the State's groundwater;

(5) recognize the diversity of contaminants, the State's geology and the characteristics of each individual site; and

(6) accomplish these goals in a cost-efficient manner to assure the best use of the limited resources available to address groundwater pollution within the State.

(b) This Rule applies to any discharge or release from a "commercial underground storage tank" or a "noncommercial underground storage tank," as those terms are defined in G.S. 143-215.94A, which is reported on or after the effective date of this Rule. This Rule shall apply to any discharge or release from a "commercial underground storage tank" or a "noncommercial underground storage tank," as those terms are defined in G.S. 143-215.94A which is reported before the effective date of this Rule as provided in Paragraph (r) of this Rule. The requirements of this Rule shall apply to the owner and operator of the underground storage tank from which the discharge or release occurred, a landowner seeking reimbursement from the Commercial Leaking Underground Storage Tank Fund or the Noncommercial Leaking Underground Storage Tank Fund under G.S. 143-215.94E, and any other person responsible for the assessment or cleanup of a discharge or release from an underground storage tank, including any person who has conducted or controlled an activity which results in the discharge or release of petroleum or petroleum products as defined in G.S. 143-215.94A(10) to the groundwaters of the State, or in proximity thereto; these persons shall be collectively referred to for purposes of this Rule as the "responsible party." This Rule shall be applied in a manner consistent with the rules found in 15A NCAC 2N in order to assure that the State's requirements regarding assessment and cleanup from underground storage tanks are no less stringent than Federal requirements.

(c) A responsible party shall:

(1) take immediate action to prevent any further discharge or release of petroleum from the underground storage tank; identify and mitigate any fire, explosion or vapor hazard; remove any free product; and comply with the requirements of Rules .0601 through .0604 and .0701 through .0703 and .0705 of Subchapter 2N;

(2) incorporate the requirements of 15A NCAC 2N .0704 into the submittal required under Subparagraph (3) of this Paragraph or the limited site assessment report required under Subparagraph (4) of this Paragraph, whichever is applicable. Such submittals shall constitute compliance with the reporting requirements of 15A NCAC 2N .0704(b);

(3) submit within 90 days of the discovery of the discharge or release a soil contamination report containing information sufficient to show that remaining unsaturated soil in the side walls and at the base of the excavation does not contain contaminant levels which exceed either the "soil-to-groundwater" or the residential maximum soil contaminant concentrations established by the Department pursuant to Paragraph (m) of this Rule, whichever is lower. If such showing is made, the discharge or release shall be classified as low risk by the Department;

(4) if the required showing cannot be made under Subparagraph (3) of this Paragraph, submit within 120 days of the discovery of the discharge or release, or within such other greater time limit approved by the Department, a report containing information needed by the Department to classify the level of risk to human health and the environment posed by a discharge or release under Paragraph (d) of this Rule. Such report shall include, at a minimum:

(A) a location map, based on a USGS topographic map, showing the radius of 1500 feet from the source area of a confirmed release or discharge and depicting all water supply wells and, surface waters and designated wellhead protection areas as defined in 42 U.S.C. 300h-7(e) within the 1500-foot radius. For purposes of this Rule, source area means point of release or discharge from the underground storage tank system;

(B) a determination of whether the source area of the discharge or release is within a designated wellhead protection area as defined in 42 U.S.C. 300h-7(e);

(C) if the discharge or release is in the Coastal Plain physiographic region as designated on a map entitled "Geology of North Carolina" published by the Department in 1985, a determination of whether the source area of the discharge or release is located in an area in which there is recharge to an unconfined or semi-confined deeper aquifer which is being used or may be used as a source of drinking water;

(D) a determination of whether vapors from the discharge or release pose a threat of explosion due to the accumulation of vapors in a confined space or pose any other serious threat to public health, public safety or the environment;

(E) scaled site map(s) showing the location of the following which are on or adjacent to the property where the source is located: site boundaries, roads, buildings, basements, floor and storm drains, subsurface utilities, septic tanks and

leach fields, underground storage tank systems, monitoring wells, borings and the sampling points;

(F) the results from a limited site assessment which shall include:

(i) the analytical results from soil samples collected during the construction of a monitoring well installed in the source area of each confirmed discharge or release from a noncommercial or commercial underground storage tank and either the analytical results of a groundwater sample collected from the well or, if free product is present in the well, the amount of free product in the well. The soil samples shall be collected every five feet in the unsaturated zone unless a water table is encountered at or greater than a depth of 25 feet from land surface in which case soil samples shall be collected every 10 feet in the unsaturated zone. The soil samples shall be collected from suspected worst-case locations exhibiting visible contamination or elevated levels of volatile organic compounds in the borehole;

(ii) if any constituent in the groundwater sample from the source area monitoring well installed in accordance with Subpart (i) of this Part exceeds the standards or interim standards established in 15A NCAC 2L .0202 by a factor of 10 and is a discharge or release from a commercial underground storage tank, the analytical results from a groundwater sample collected from each of four additional monitoring wells or, if free product is present in any of the wells, the amount of free product in such well. The four additional monitoring wells shall be installed as follows: as best as can be determined, one upgradient of the source of contamination; two downgradient of the source of contamination; and one vertical-extent well immediately downgradient from the source but within the area of contamination. The monitoring wells installed upgradient and downgradient of the source of contamination must be located such that groundwater flow direction can be determined; and

(iii) potentiometric data from all required wells;

(G) the availability of public water supplies and the identification of properties served by the public water supplies within 1500 feet of the source area of a confirmed discharge or release;

(H) the land use, including zoning if applicable, within 1500 feet of the source area of a confirmed discharge or release;

(I) a discussion of site specific conditions or possible actions which could result in lowering the risk classification assigned to the release. Such discussion shall be based on information known or required to be obtained under this Paragraph; and

(J) names and current addresses of all owners and operators of the underground storage tank systems for which a discharge or release is confirmed, the owner(s) of the land upon which such systems are located, and all potentially affected real property owners. When considering a request from a responsible party for additional time to submit the report, the Division shall consider the extent to which the request for additional time is due to factors outside of the control of the responsible party, the previous history of the person submitting the report in complying with deadlines established under the Commission's rules, the technical complications associated with assessing the extent of contamination at the site or identifying potential receptors, and the necessity for immediate action to eliminate an imminent threat to public health or the environment.

(d) The Department shall classify the risk of each known discharge or release as high, intermediate or low risk unless the discharge or release has been classified under Subparagraph (c)(3) of this Rule. For purposes of this Rule:

(1) "High risk" means that:

(A) a water supply well, including one used for non-drinking purposes, has been contaminated by the release or discharge;

(B) a water supply well used for drinking water is located within 1000 feet of the source area of a confirmed discharge or release;

(C) a water supply well not used for drinking water is located within 250 feet of the source area of a confirmed discharge or release;

(D) the groundwater within 500 feet of the source area of a confirmed discharge or release has the potential for future use in that there is no source of water supply other than the groundwater;

(E) the vapors from the discharge or release pose a serious threat of explosion due to accumulation of the vapors in a confined space; or

(F) the discharge or release poses an imminent danger to public health, public safety, or the environment.

(2) "Intermediate risk" means that:

(A) surface water is located within 500 feet of the source area of a confirmed discharge or release and the maximum groundwater contaminant concentration exceeds the applicable surface water quality standards and criteria found in 15A NCAC 2B .0200 by a factor of 10;

(B) in the Coastal Plain physiographic region as designated on a map entitled "Geology of North Carolina" published by the Department in 1985, the source area of a confirmed discharge or release is located in an area in which there is recharge to an unconfined or semi-confined deeper aquifer which the Department determines is being used or may be used as a source of drinking water;

(C) the source area of a confirmed discharge or release is within a designated wellhead protection area, as defined in 42 U.S.C. 300h-7(e);

(D) the levels of groundwater contamination for any contaminant except ethylene dibromide, benzene and alkane and aromatic carbon fraction classes exceed 50 percent of the solubility of the contaminant at 25 degrees Celsius or 1,000 times the groundwater standard or interim standard established in 15A NCAC 2L .0202, whichever is lower; or

(E) the levels of groundwater contamination for ethylene dibromide and benzene exceed 1,000 times the federal drinking water standard set out in 40 CFR 141.

(3) "Low risk" means that:

(A) the risk posed does not fall within the high or intermediate risk categories; or

(B) based on review of site-specific information, limited assessment or interim corrective actions, the Department determines that the discharge or release poses no significant risk to human health or the environment.

If the criteria for more than one risk category applies, the discharge or release shall be classified at the highest applicable risk category unless the Department has reclassified the discharge or release pursuant to Paragraph (e) of this Rule.

(e) The Department may reclassify the risk posed by a release if warranted by further information concerning the potential exposure of receptors to the discharge or release or upon receipt of new information concerning changed conditions at the site. After initial classification of the discharge or release, the Department may require limited assessment, interim corrective action, or other actions which the Department believes will result in a lower risk classification. It shall be a continuing obligation of each responsible party to notify the Department of any changes that might affect the level of risk assigned to a discharge or release by the Department if the change is known or should be known by the responsible party. Such changes shall include, but shall not be limited to, changes in zoning of real property, use of real property or the use of groundwater that has been contaminated or is expected to be contaminated by the discharge or release, if such change could cause the Department to reclassify the risk.

(f) If the risk posed by a discharge or release is determined by the Department to be high risk, the responsible party shall comply with the assessment and cleanup requirements of Rule .0106(c), (g) and (h) of this Subchapter and 15A NCAC 2N .0706 and .0707. The goal of any required corrective action for groundwater contamination shall be restoration to the level of the groundwater standards set forth in 15A NCAC 2L .0202, or as closely thereto as is economically and technologically feasible. In any corrective action plan submitted pursuant to this Paragraph, natural attenuation shall be used to the maximum extent possible. If the responsible party demonstrates that natural attenuation prevents the further migration of the plume, the Department may approve a groundwater monitoring plan.

(g) If the risk posed by a discharge or release is determined by the Department to be an intermediate risk, the responsible party shall comply with the assessment requirements of 15A NCAC 2L .0106(c) and (g) and 15A NCAC 2N .0706. As part of the comprehensive site assessment, the responsible party shall evaluate, based on site specific conditions, whether the release poses a significant risk to human health or the environment. If the Department determines, based on the site-specific conditions, that the discharge or release does not pose a significant threat to human health or the environment, the site shall be reclassified as a low risk site. If the site is not reclassified, the responsible party shall, at the direction of the Department, submit a groundwater monitoring plan or a corrective action plan, or a combination thereof, meeting the cleanup standards of this Paragraph and containing the information required in 15A NCAC 2L .0106(h) and 15A NCAC 2N .0707. Discharges or releases which are classified as intermediate risk shall be remediated, at a minimum, to a cleanup level of 50 percent of the solubility of the contaminant at 25 degrees Celsius or 1,000 times the groundwater standard or interim standard established in 15A NCAC 2L .0202, whichever is lower for any groundwater contaminant except ethylene dibromide, benzene and alkane and aromatic carbon fraction classes. Ethylene dibromide and benzene shall be remediated to a cleanup level of 1,000 times the federal drinking water standard set out in 40 CFR 141. Additionally, if a corrective action plan or groundwater monitoring plan is required under this Paragraph, the responsible party shall demonstrate that the groundwater cleanup levels are sufficient to prevent a violation of:

(1) the rules contained in 15A NCAC 2B;

(2) the standards contained in 15A NCAC 2L .0202 in a deep aquifer as described in Part (d)(2)(B) of this rule; and

(3) the standards contained in 15A NCAC 2L .0202 at a location no closer than one year time of travel upgradient of a well within a designated wellhead protection area, based on travel time and the natural attenuation capacity of the subsurface materials or on a physical barrier to groundwater migration that exists or will be installed by the person making the request.

In any corrective action plan submitted pursuant to this Paragraph, natural attenuation shall be used to the maximum extent possible.

(h) If the risk posed by a discharge or release is determined by the Department to be a low risk, the Department shall notify the responsible party that no cleanup, no further cleanup or no further action will be required by the Department unless the Department later determines that the discharge or release poses an unacceptable risk or a potentially unacceptable risk to human health or the environment. No notification will be issued pursuant to this Paragraph, however, until the responsible party has completed soil remediation pursuant to Paragraph (i) of this Rule except as provided in Paragraph (r) of this Rule or as closely thereto as economically or technologically feasible. The issuance by the Department of a notification under this Paragraph shall not affect any private right of action by any party which may be affected by the contamination.

(i) Assessment and remediation of soil contamination shall be addressed as follows:

(1) At the time that the Department determines the risk posed by the discharge or release, the Department shall also determine, based on site-specific information, whether the site is "residential" or "industrial/commercial." For purposes of this Rule, a site is presumed residential, but may be classified as industrial/commercial if the Department determines based on site-

specific information that exposure to the soil contamination is limited in time due to the use of the site and does not involve exposure to children. For purposes of this Paragraph, "site" means both the property upon which the discharge or release has occurred and any property upon which soil has been affected by the discharge or release.

(2) The responsible party shall submit a report to the Department assessing the vertical and horizontal extent of soil contamination.

(3) For a discharge or release classified by the Department as low risk, the responsible party shall submit a report demonstrating that soil contamination has been remediated to either the residential or industrial/commercial maximum soil contaminant concentration established by the Department pursuant to Paragraph (m), whichever is applicable.

(4) For a discharge or release classified by the Department as high or intermediate risk, the responsible party shall submit a report demonstrating that soil contamination has been remediated to the lowest of:

(A) the residential or industrial/commercial maximum soil contaminant concentration, whichever is applicable, that has been established by the Department pursuant to Paragraph (m) of this Rule; or

(B) the "soil-to-groundwater" maximum soil contaminant concentration that has been established by the Department pursuant to Paragraph (m) of this Rule.

(j) A responsible party who submits a corrective action plan which proposes natural attenuation or to cleanup groundwater contamination to a standard other than a standard or interim standard established in 15A NCAC 2L .0202, or to cleanup soil other than to the standard for residential use or soil-to-groundwater contaminant concentration established pursuant to this Rule, whichever is lower, shall give notice to: the local Health Director and the chief administrative officer of each political jurisdiction in which the contamination occurs; all property owners and occupants within or contiguous to the area containing the contamination; and all property owners and occupants within or contiguous to the area where the contamination is expected to migrate. Such notice shall describe the nature of the plan and the reasons supporting it. Notification shall be made by certified mail concurrent with the submittal of the corrective action plan. Approval of the corrective action plan by the Department shall be postponed for a period of 30 days following receipt of the request so that the Department may consider comments submitted by interested individuals. The responsible party shall, within a time frame determined by the Department, provide the Department with a copy of the notice and proof of receipt of each required notice, or of refusal by the addressee to accept delivery of a required notice. If notice by certified mail to occupants under this Paragraph is impractical, the responsible party may give notice by posting such notice prominently in a manner designed to give actual notice to the occupants. If notice is made to occupants by posting, the responsible party shall provide the Department with a copy of the posted notice and a description of the manner in which such posted notice was given.

(k) A responsible party who receives a notice pursuant to Paragraph (h) of this Rule for a discharge or release which has not been remediated to the groundwater standards or interim standards established in Rule .0202 of this Subchapter or to the lower of the residential or soil-to-groundwater contaminant concentrations established under Paragraph (m) of this Rule, shall, within 30 days of the receipt of such notice, provide a copy of the notice to: the local Health Director and the chief administrative officer of each political jurisdiction in which the contamination occurs; all property owners and occupants within or contiguous to the area containing contamination; and all property owners and occupants within or contiguous to the area where the contamination is expected to migrate. Notification shall be made by certified mail. The responsible party shall, within a time frame determined by the Department, provide the Department with proof of receipt of the copy of the notice, or of refusal by the addressee to accept delivery of the copy of the notice. If notice by certified mail to occupants under this Paragraph is impractical, the responsible party may give notice by posting a copy of the notice prominently in a manner designed to give actual notice to the occupants. If notice is made to occupants by posting, the responsible party shall provide the Department with a description of the manner in which such posted notice was given.

(l) To the extent feasible, the Department shall maintain in each of the Department's regional offices a list of all petroleum underground storage tank discharges or releases discovered and reported to the Department within the region on or after the effective date of this Rule and all petroleum underground storage tank discharges or releases for which notification was issued under Paragraph (h) of this rule by the Department on or after the effective date of this Rule.

(m) The Department shall publish, and annually revise, maximum soil contaminant concentrations to be used as soil cleanup levels for contamination from petroleum underground storage tank systems. Maximum soil contaminant concentrations will be established for residential, industrial/commercial and soil-to-groundwater exposures.

(1) The following equations and references shall be used in establishing residential maximum soil contaminant concentrations. Equation 1 shall be used for each contaminant with an EPA carcinogenic classification of A, B1, B2, C, D or E. Equation 2 shall be used for each contaminant with an EPA carcinogenic classification of A, B1, B2 or C. The maximum soil contaminant concentration shall be the lowest of the concentrations derived from Equations 1 and 2.

(A) Equation 1: Non-cancer Risk-based Residential Ingestion Concentration
Soil mg/kg =[0.2 x oral chronic reference dose x body weight, age 1 to 6 x averaging time noncarcinogens] / [exposure frequency x exposure duration, age 1 to 6 x (soil ingestion rate, age 1 to 6 / 10^6 mg/kg)].

(B) Equation 2: Cancer Risk-based Residential Ingestion Concentration
Soil mg/kg =[target cancer risk of 10^{-6} x averaging time carcinogens] / [exposure frequency x (soil ingestion factor, age adjusted / 10^6mg/kg) x oral cancer slope factor]. The age adjusted soil ingestion factor shall be calculated by: [(exposure duration, age 1 to 6 x soil ingestion rate, age 1 to 6) /(body

weight, age 1 to 6)] + [((exposure duration, total - exposure duration, age 1 to 6) x soil ingestion, adult) / (body weight, adult)].

(C) The exposure factors selected in calculating the residential maximum soil contaminant concentrations shall be within the recommended ranges specified in the following references or the most recent version of these references:

(i) EPA, 1990. Exposure Factors Handbook;

(ii) EPA, 1991. Risk Assessment Guidance for Superfund: Volume 1 Human Health Evaluation Manual (Part B, Development of Risk Based Preliminary Remediation Goals);

(iii) EPA Region III. Risk-based Concentration Tables (RBC Tables). Office of RCRA, Technical and Program Support Branch. Available at: http://www.epa.gov/reg3hwmd/index.html; and

(iv) EPA, 1995. Supplemental Guidance to RAGS: Region 4 Bulletins Human Health Risk Assessment, including future amendments.

(D) The following references or the most recent version of these references, in order of preference, shall be used to obtain oral chronic reference doses and oral cancer slope factors:

(i) EPA. Integrated Risk Information System (IRIS) Computer Database;

(ii) EPA. Health Effects Assessment Summary Tables (HEAST);

(iii) EPA Region III. Risk-based Concentration Tables (RBC Tables). Office of RCRA, Technical and Program Support Branch. Available at: http://www.epa.gov/reg3hwmd/index.html;

(iv) EPA, 1995. Supplemental Guidance to RAGS: Region 4 Bulletins Human Health Risk Assessment, including future amendments; and

(v) Other appropriate, published health risk assessment data, and scientifically valid peer-reviewed published toxicological data.

(2) The following equations and references shall be used in establishing industrial/commercial maximum soil contaminant concentrations. Equation 1 shall be used for each contaminant with an EPA carcinogenic classification of A, B1, B2, C, D or E. Equation 2 shall be used for each contaminant with an EPA carcinogenic classification of A, B1, B2 or C. The maximum soil contaminant concentration shall be the lowest of the concentrations derived from Equations 1 and 2.

(A) Equation 1: Non-cancer Risk-based Industrial/Commercial Ingestion Concentration
Soil mg/kg =[0.2 x oral chronic reference dose x body weight, adult x averaging time noncarcinogens] / [exposure frequency x exposure duration, adult x (soil ingestion rate, adult / 10^6 mg/kg) x fraction of contaminated soil ingested].

(B) Equation 2: Cancer Risk-based Industrial/Commercial Ingestion Concentration
Soil mg/kg =[target cancer risk of 10^{-6} x body weight, adult x averaging time carcinogens] / [exposure frequency x exposure duration, adult x (soil ingestion rate, adult / 10^6 mg/kg) x fraction of contaminated soil ingested x oral cancer slope factor].

(C) The exposure factors selected in calculating the industrial/commercial maximum soil contaminant concentrations shall be within the recommended ranges specified in the following references or the most recent version of these references:

(i) EPA, 1990. Exposure Factors Handbook;

(ii) EPA, 1991. Risk Assessment Guidance for Superfund: Volume 1 Human Health Evaluation Manual (Part B, Development of Risk Based Preliminary Remediation Goals);

(iii) EPA Region III. Risk-based Concentration Tables (RBC Tables). Office of RCRA, Technical and Program Support Branch. Available at: http://www.epa.gov/reg3hwmd/index.html; and

(iv) EPA, 1995. Supplemental Guidance to RAGS: Region 4 Bulletins Human Health Risk Assessment, including future amendments.

(D) The following references or the most recent version of these references, in order of preference, shall be used to obtain oral chronic reference doses and oral cancer slope factors:

(i) EPA. Integrated Risk Information System (IRIS) Computer Database;

(ii) EPA. Health Effects Assessment Summary Tables (HEAST);

(iii) EPA Region III. Risk-based Concentration Tables (RBC Tables). Office of RCRA, Technical and Program Support Branch. Available at http://www.epa.gov/reg3hwmd/index.html;

(iv) EPA, 1995. Supplemental Guidance to RAGS: Region 4 Bulletins Human Health Risk Assessment, including future amendments; and

(v) Other appropriate, published health risk assessment data, and scientifically valid peer-reviewed published toxicological data.

(3) The following equations and references shall be used in establishing the soil-to-groundwater maximum contaminant concentrations:

(A) Organic Constituents:
Soil mg/kg = groundwater standard or interim standard x [(.02 x soil organic carbon-water partition coefficient) + 4 + (1.733 x 41 x Henry's Law Constant (atm.-m^3/mole))].

(i) If no groundwater standard or interim standard has been established under Rule .0202 of this Subchapter, the practical quantitation limit shall be used in lieu of a standard to calculate the soil-to-groundwater maximum contaminant concentrations.

(ii) The following references or the most recent version of these references, in order of preference, shall be used to obtain soil organic carbon-water partition coefficients and Henry's Law Constants:

(I) EPA, 1996. Soil Screening Guidance: Technical Background Document. (EPA/540/R95/128);

(II) EPA, 1986. Superfund Public Health Evaluation Manual. Office of Emergency and Remedial Response (EPA/540/1-86/060);

(III) Agency for Toxic Substances and Disease Registry, "Toxicological Profile for [*individual chemical*]." U.S. Public Health Service;

(IV) Montgomery, J.H., 1996. Groundwater Chemicals Desk Reference. CRC Press, Inc;

(V) Sims, R.C., J.L. Sims and S.G. Hansen, 1991. Soil Transport and Fate Database, Version 2.0. EPA Robert S. Kerr Environmental Laboratory; and

(VI) Other appropriate, published, peer-reviewed and scientifically valid data.

(B) Inorganic Constituents:

Soil mg/kg = groundwater standard or interim standard x [(20 x soil-water partition coefficient for pH of 5.5) + 4 + (1.733 x 41 x Henry's Law Constant (atm.-m^3/mole))].

(i) If no groundwater standard or interim standard has been established under Rule .0202 of this Subchapter, the practical quantitation limit shall be used in lieu of a standard to calculate the soil-to-groundwater maximum contaminant concentrations.

(ii) The following references or the most recent version of these references, in order of preference, shall be used to obtain soil-water partition coefficients and Henry's Law Constants:

(I) EPA, 1996. Soil Screening Guidance: Technical Background Document. (EPA/540/R95/128);

(II) Baes, C.F., III, R.D. Sharp, A.L. Sjoreen, and R.W. Shor, 1984. A Review and Analysis of Parameters for Assessing Transport of Environmentally Released Radionuclides Through Agriculture. Oak Ridge National Laboratory;

(III) Agency for Toxic Substances and Disease Registry, "Toxicological Profile for *[individual chemical]*." U.S. Public Health Service;

(IV) Sims, R.C., J.L. Sims and S.G. Hansen, 1991. Soil Transport and Fate Database, Version 2.0. EPA Robert S. Kerr Environmental Laboratory; and

(V) Other appropriate, published, peer-reviewed and scientifically valid data.

(n) Analytical procedures for soil samples required under this Rule, except as provided in Paragraph (s) of this rule, shall be as follows:

(1) soil samples collected from a discharge or release of low boiling point fuels, including, but not limited to gasoline, aviation gasoline and gasohol, shall be analyzed for volatile organic compounds and additives using EPA Method 8260, including isopropyl ether and methyl tertiary butyl ether;

(2) soil samples collected from a discharge or release of high boiling point fuels, including, but not limited to, kerosene, diesel, varsol, mineral spirits, naphtha, jet fuels and fuel oil no. 2, shall be analyzed for volatile organic compounds using EPA Method 8260 and semivolatile organic compounds using EPA Method 8270;

(3) soil samples collected from a discharge or release of heavy fuels shall be analyzed for semivolatile organic compounds using EPA Method 8270;

(4) soil samples collected from a discharge or release of used and waste oil shall be analyzed for volatile organic compounds using EPA Method 8260, semivolatile organic compounds using EPA Method 8270, polychlorinated biphenyls using EPA Method 8080, and chromium and lead, using procedures specified in Subparagraph (6) of this Paragraph;

(5) soil samples collected from any discharge or release subject to this Rule shall be analyzed for alkane and aromatic carbon fraction classes using methods approved by the Director under Rule 2H .0805(a)(1) of this Chapter;

(6) analytical methods specified in Subparagraphs (1), (2), (3), and (4) of this Paragraph shall be performed as specified in the following references or the most recent version of these references: Test Methods for Evaluating Solid Wastes:Physical/Chemical Methods, November 1990, U.S. Environmental Protection Agency publication number SW-846; or in accordance with other methods or procedures approved by the Director under 15A NCAC 2H.0805(a)(1);

(7) other EPA-approved analytical methods may be used if the methods include the same constituents as the analytical methods specified in Subparagraphs (1), (2), (3), and (4) of this Paragraph and meet the detection limits of the analytical methods specified in Subparagraphs (1), (2), (3), and (4) of this Paragraph; and

(8) metals and acid extractable organic compounds shall be eliminated from analyses of soil samples collected pursuant to this Rule, if these compounds are not detected in soil samples collected during the construction of the source area monitoring well required under Subpart (c)(4)(F)(i) of this Rule.

(o) Analytical procedures for groundwater samples required under this Rule shall be as follows:

(1) groundwater samples collected from a discharge or release of low boiling point fuels, including, but not limited to, gasoline,

aviation gasoline and gasohol, shall be analyzed for volatile organic compounds using Standard Method 6210D or EPA Methods 601 and 602, including xylenes, isopropyl ether and methyl tertiary butyl ether. Samples shall also be analyzed for ethylene dibromide using EPA Method 504.1 and lead using Standard Method 3030C preparation. 3030C metals preparation, using a 0.45 micron filter, must be completed within 72 hours of sample collection;

(2) groundwater samples collected from a discharge or release of high boiling point fuels, including, but not limited to, kerosene, diesel, varsol, mineral spirits, naphtha, jet fuels and fuel oil no. 2, shall be analyzed for volatile organic compounds using EPA Method 602 and semivolatile organic compounds plus the 10 largest non-target peaks identified using EPA Method 625;

(3) groundwater samples collected from a discharge or release of heavy fuels shall be analyzed for semivolatile organic compounds plus the 10 largest non-target peaks identified using EPA Method 625;

(4) groundwater samples collected from a discharge or release of used or waste oil shall be analyzed for volatile organic compounds using Standard Method 6210D, semivolatile organic compounds plus the 10 largest non-target peaks identified using EPA Method 625, and chromium and lead using Standard Method 3030C preparation. 3030C metals preparation, using a 0.45 micron filter, must be completed within 72 hours of sample collection;

(5) groundwater samples collected from any discharge or release subject to this Rule shall be analyzed for alkane and aromatic carbon fraction classes using methods approved by the Director under Rule 2H .0805(a)(1) of this Chapter;

(6) analytical methods specified in Subparagraphs (1), (2), (3) and (4) of this Paragraph shall be performed as specified in the following references or the most recent version of these references: Test Procedures for the Analysis of Pollutants under the Clean Water Act, Federal Register Vol. 49 No. 209, 40 CFR Part 136, October 26, 1984; Standard Methods for the Examination of Water and Wastewater, published jointly by American Public Health Association, American Water Works Association and Water Pollution Control Federation; Methods for Determination of Organic Compounds in Drinking Water, U.S. Environmental Protection Agency publication number EPA-600/4-79-020; or in accordance with other methods or procedures approved by the Director under 15A NCAC 2H .0805(a)(1);

(7) other EPA-approved analytical methods may be used if the methods include the same constituents as the analytical methods specified in Subparagraphs (1), (2), (3), and (4) of this Paragraph and meet the detection limits of the analytical methods specified in Subparagraphs (1), (2), (3), and (4) of this Paragraph; and

(8) metals and acid extractable organic compounds shall be eliminated from analyses of groundwater samples collected pursuant to this Rule, if these compounds are not detected in the groundwater sample collected from the source area monitoring well installed pursuant to Subpart (c)(4)(F)(i) of this Rule.

(p) In accordance with 15A NCAC 2H .0804, laboratories are required to obtain North Carolina Division of Water Quality laboratory certification for parameters that are required to be reported to the State in compliance with the State's surface water, groundwater and pretreatment rules.

(q) This Rule shall not relieve any person responsible for assessment or cleanup of contamination from a source other than a commercial or noncommercial underground storage tank from its obligation to assess and clean up contamination resulting from such discharge or releases.

(r) If the risk posed by the discharge or release has been classified by the Department as Class AB under 1995 (Reg. Sess., 1996) c. 648, s. 1, the discharge or release is classified as high risk under this Rule unless and until the Department reclassifies the risk posed by the discharge or release. If the risk posed by the discharge or release has been classified by the Department as Class CDE under 1995 (Reg. Sess., 1996) c. 648, s. 1, the discharge or release is classified as low risk under this Rule unless and until the Department reclassifies the risk posed by the discharge or release. The responsible party shall notify the Department of any factors that might affect the level of risk assigned to Class AB or Class CDE discharges or releases by the Department. Responsible parties for Class AB discharges or releases for which a site assessment pursuant to Rule .0106 (c) and (g) of this Section has been submitted to the Department before the effective date of this Rule, shall continue to comply with notices previously received from the Department unless and until the Department determines that application of all or part of this Rule is necessary to protect human health or the environment or may result in a more cost effective assessment and cleanup of the discharge or release. If a site assessment pursuant to Rule .0106 (c) and (g) of this Section has not been submitted to the Department for a Class AB or Class CDE discharge or release before the effective date of this Rule, the responsible party shall comply with Paragraph (c) of this Rule unless the Department has issued a closure notice for the discharge or release. For discharges or releases classified as low risk under this Paragraph and for which a site assessment pursuant to Rule .0106 (c) and (g) of this Section has been submitted to the Department prior to the effective date of this Rule, the Department may issue a notification under Paragraph (h) of this Rule if the responsible party demonstrates that soil contamination does not exceed contamination cleanup levels established (March 1997) in Paragraph (s) of this Rule.

(s) The Department may issue a notification under Paragraph (h) of this Rule for a discharge or release classified as low risk under Paragraph (r) of this Rule if a site assessment pursuant to Rule .0106(c) and (g) of this Section was submitted to the Department prior to the effective date of this Rule and the responsible party demonstrates that soil contamination from the discharge or release has been remediated to the final cleanup levels established under this Paragraph. If it has not already done so, a responsible party must submit all information necessary for the Department to establish a cleanup level under this Paragraph, including, but not limited to, the completed forms contained in Tables 1 and 2.

(1) In establishing a cleanup level, the Department shall determine whether any of the following conditions apply to the

discharge or release:

(A) groundwater is contaminated by the discharge or release:

(B) contaminated soil in the unsaturated zone is located less than five feet from the seasonal high water table, bedrock or transmissive indurated sedimentary units. Transmissive indurated sedimentary units shall include, but shall not be limited to shell limestone, fractured shale and sandstone; and

(C) vapors pose a serious threat of explosion or other public health concern due to the accumulation of the vapors in a confined space.

(2) If any of the conditions specified in Subparagraph (1) of this Paragraph apply to the discharge or release, the final cleanup level for the discharge or release shall be:

(A) 10 mg/kg total petroleum hydrocarbons for discharges or releases of low boiling point fuels, including, but not limited to, gasoline, aviation gasoline, and gasohol;

(B) 40 mg/kg total petroleum hydrocarbons for discharges or releases of medium and high boiling point fuels, including, but not limited to, kerosene, diesel, varsol, mineral spirits, naphtha, jet fuels and fuel oil no. 2; and

(C) 250 mg/kg total petroleum hydrocarbons for discharges or releases of waste oil and heavy fuels, including, but not limited to fuel oil nos. 4, 5 and 6, motor oil and hydraulic fluid.

(3) If the conditions specified in Subparagraph (1) of this Paragraph do not apply to the discharge or releases, the Department shall determine a final cleanup level in the following manner:

(A) the total site characteristics score shall be determined from Table 1 by recording and adding the five characteristic scores;

(B) the total site characteristics score shall be used to determine each applicable initial cleanup level on Table 2;

(C) using Table 3, the applicable Site Code shall be determined; and

(D) the final contamination cleanup level for the discharge or release shall be determined by multiplying each applicable initial cleanup level determined in Part (B) of this Subparagraph by 1 for Code A sites, 2 for Code B sites and 3 for Code C sites.

(4) Any soil samples obtained to determine cleanup levels pursuant to this Paragraph shall be analyzed as follows:

(A) soil samples collected from a discharge or release of low boiling point fuels including, but not limited to, gasoline, aviation gasoline and gasohol, shall be analyzed using EPA Method modified 8015 (California Method) with EPA Method 5030 preparation;

(B) soil samples collected from a discharge or release of medium or high boiling point fuels including, but not limited to, kerosene, diesel, varsol, mineral spirits, naphtha, jet fuels and fuel oil no. 2, shall be analyzed using EPA Method modified 8015 (California Method) with EPA Method 3550 preparation; and

(C) soil samples collected from a discharge or release of waste oil and heavy fuels, including, but not limited to fuel oil nos. 4, 5 and 6, motor oil and hydraulic fluid, shall be analyzed using EPA Method 9071 or another equivalent EPA-approved method that meets the same detection limits.

(5) Analytical methods for any soil samples obtained to determine cleanup levels pursuant to this Paragraph shall be performed as specified in the following references or the most recent version of these references: Test Methods for Evaluating Solid Wastes: Physical/Chemical Methods, November 1990, U.S. Environmental Protection Agency Publication number SW-846 and Guidelines for Addressing Fuel Leaks, D.M. Eisenberg and others, 1985, California Regional Water Quality Control Board, San Francisco Bay Region.

Table 1
SITE CHARACTERISTICS EVALUATION

Characteristic	Condition	Rating	Score
1) Predominant grain size as classified in accordance with the Unified Soil Classification System or the U.S. Department of Agriculture Soil Classification System	Gravel Sand Silt Clay	150 100 50 0	

2) Are preferential pathways for contaminant movement such as quartz veins, coarse-grained sediments, fractures and weathered igneous intrusions present in or below the contaminated soil?	Present and intersecting seasonal high water table Present but not intersecting seasonal high water table None Present	10 5 0	
3) Distance between the contaminated/non-contaminated soil interference and the seasonal high water table	5-10 feet >10-40 feet >40 feet	20 10 0	
4) Is the top of bedrock or transmissive indurated sediments located above seasonal high water table?	Yes No	20 0	
5) Are artificial conduits present within the zone of contamination?	Present and intersecting seasonal high water table Present but not intersecting seasonal high water table Not Present	150 10 0	
		Total Site Characteristics Score	_____

Table 2
CLEANUP LEVEL DETERMINATION

Initial Cleanup Level

Total Site Characteristics Score	**Initial** Cleanup Level TPH (mg/kg)
>150	<10
121 - 150	20
91 - 120	40
61 - 90	60
31 - 60	80
0 - 30	100

Final Cleanup Level

EPA Method 8015/5030 for Low Boiling Point Hydrocarbons such as Gasoline, Aviation Fuels, Gasohol

Select Site Code*	**Final** Cleanup Level
Code A (Multiply initial cleanup level by 1)	1 x ____ = ___mg/kg
Code B (Multiply initial cleanup level by 2)	2 x ____= ____mg/kg
Code C (Multiply initial cleanup level by 3)	3 x ____=____mg/kg

EPA Method 8015/3550 for Medium and High Boiling Point Hydrocarbons such as Kerosene, Diesel, Varsol, Mineral Spirits, Naptha

Total Site Characteristics Score	**Initial** Cleanup Level TPH (mg/kg)
>150	<40
121 - 150	80
91 - 120	160
61 - 90	240
31 - 60	320
0 - 30	400

Select Site Code*	**Final** Cleanup Level
Code A (Multiply initial cleanup level by 1)	1 x ____ = ___mg/kg
Code B (Multiply initial cleanup level by 2)	2 x ____ = ____mg/kg
Code C (Multiply initial cleanup level by 3)	3 x ____ = ____mg/kg

EPA Method 9071 for Heavy Fuels such as Fuel Oil (#4,#5,#6), Motor Oil, Hydraulic Fluid, Waste Oil

Total Site Characteristics Score	**Initial** Cleanup Level TPH (mg/kg)
>150	<250
121 - 150	400
91 - 120	550
61 - 90	700
31 - 60	850
0 - 30	1000

Select Site Code*	**Final** Cleanup Level
Code A (Multiply initial cleanup level by 1)	1 x ____ = ___mg/kg
Code B (Multiply initial cleanup level by 2)	2 x ____ = ____mg/kg
Code C (Multiply initial cleanup level by 3)	3 x ____ = ____mg/kg

See Site Code Description, Table 3
TPH - Total Petroleum Hydrocarbons
mg/kg - milligram per kilogram

Table 3
SITE CODE DESCRIPTIONS

Code-A *Site meets both of the following criteria:*
1. Water supply well(s) are within 1500 feet of the release.
2. Public water supply is not available for connecting water supply well users.

Code-B *Site meets both of the following criteria:*
1. Water supply well(s) are within 1500 feet of the release.
2. Public water supply is available for connecting water supply well users, however, water supply wells are still being used.

Code-C *Site meets the following criterion:*
1. No known water supply well(s) are within 1500 feet of the release.

History Note: *Authority G.S. 143-215.2; 143-215.3(a)(1); 143-215.94A; 143-215.94E; 143-215.94T; 143-215.94V; 143B-282; 1995 (Reg. Sess. 1996) c.648,s.1;*
Temporary Adoption Eff. January 2, 1998;
Amended Eff. August 1, 1998.

SUBCHAPTER 2N - UNDERGROUND STORAGE TANKS

SECTION .0700 - RELEASE RESPONSE AND CORRECTIVE ACTION FOR UST SYSTEMS CONTAINING PETROLEUM OR HAZARDOUS SUBSTANCES

.0707 CORRECTIVE ACTION PLAN

(a) The provisions for a "Corrective action plan" contained in 40 CFR 280.66 (Subpart F) have been incorporated by reference including any subsequent amendments and editions with the exception of the following Paragraph. This material is available for inspection at the Department of Environment and Natural Resources, Division of Water Quality, Groundwater Section, 2728 Capital Boulevard, Raleigh, North Carolina. Copies of 40 CFR Parts 260 to 299 may be obtained from the Superintendent of Documents, Government Printing Office, Washington, D.C., 20402 at a cost of thirty-one dollars ($31.00).

(b) 40 CFR 280.66(a) has been rewritten to read: "At any point after reviewing the information submitted in compliance with 40 CFR 280.61 through 40 CFR 280.63, the Division may require owners and operators to submit additional information or to develop and submit a corrective action plan for responding to contaminated soils and groundwater. If a plan is required, owners and operators must prepare a plan in accordance with the requirements specified in 15A NCAC 2L, and submit it according to a schedule established by the Division. When establishing the schedule for submission of this plan, the Division shall consider the previous history of the person submitting the report in complying with deadlines established under the Commission's rules, the risk classification of the discharge or release, the complexity of site hydrogeology, the extent of contamination, and the necessity for immediate action to eliminate an imminent threat to public health or the environment. Owners and operators are responsible for submitting a plan that provides for adequate protection of human health and the environment as determined by the Division, and must modify their plan as necessary to meet this standard."

History Note: Authority G.S. 143-215.3(a)(15); 143B-282(2)(h);
Eff. January 1, 1991;
Temporary Amendment Eff. January 2, 1998;
Amended Eff. August 1, 1998.

SUBCHAPTER 2R - WETLANDS RESTORATION PROGRAM

SECTION .0500 - WETLANDS RESTORATION FUND

.0501 PURPOSE

This Section establishes the Wetlands Restoration Fund pursuant to G.S. 143-214.12.

History Note: Authority G.S.143-214.12;
Temporary Adoption Eff. May 6, 1997;
Eff. August 1, 1998.

.0502 DEFINITIONS

(a) Non-riparian wetlands means Class WL wetlands as defined in 15A NCAC 2B .0101(c)(8) whose major source of water is precipitation. Wetland types generally considered to be non-riparian include wet flats, pocosins and ephemeral wetlands.

(b) Riparian wetlands means Class WL wetlands as defined in 15A NCAC 2B .0101(c)(8) whose major source of water is ground water or surface water. Wetland types generally considered to be riparian include freshwater marshes, swamp forests, bottomland hardwood forests, headwater forests, bog forests, mountain bogs and seeps.

History Note: Authority G.S. 143-214.11; 143-214.12;
Temporary Adoption Eff. May 6, 1997;
Eff. August 1, 1998.

.0504 PAYMENT

(a) Payment of fees may be made by check or electronic fund transfer to the North Carolina Wetland Restoration Fund.

(b) Donations or dedications of interest in real property shall be deeded to the State of North Carolina or to other public or private nonprofit conservation organizations as approved by the Department.

History Note: Authority G.S. 143-214.11; 143-214.12;
Temporary Adoption Eff. May 6, 1997;
Eff. August 1, 1998.

CHAPTER 7 - COASTAL MANAGEMENT

SUBCHAPTER 7H - STATE GUIDELINES FOR AREAS OF ENVIRONMENTAL CONCERN

SECTION .0100 - INTRODUCTION AND GENERAL COMMENTS

.0106 GENERAL DEFINITIONS

The following definitions apply whenever these terms are used in this Chapter:

(1) "Normal High Water" is the ordinary extent of high tide based on site conditions such as presence and location of vegetation, which has its distribution influenced by tidal action, and the location of the apparent high tide line.

(2) "Normal Water Level" is the level of water bodies with less than six inches of lunar tide during periods of little or no wind. It can be determined by the presence of such physical and biological indicators as erosion escarpments, trash lines, water lines, marsh grasses and barnacles.

(3) Unless specifically limited, the term "structures" includes, but is not limited to, buildings, bridges, roads, piers wharves and docks (supported on piles), bulkheads, breakwaters, jetties, mooring pilings and buoys, pile clusters (dolphins), navigational aids and elevated boat ramps.

(4) "Mining" is defined as:

(a) The breaking of the surface soil in order to facilitate or accomplish the extraction or

removal of mineral, ores, or other solid matter.

(b) Any activity or process constituting all or part of a process for the extraction or removal of minerals, ores, soils, and other solid matter from their original location.

(c) The preparation, washing, cleaning, or other treatment of minerals, ores, or other solid matter so as to make them suitable for commercial, industrial, or construction use.

This definition applies regardless of whether the mining activity is for a commercial or noncommercial purpose, and regardless of the size of the affected area. Activities such as vibracoring, box coring, surface grab sampling, and other drilling and sampling for geotechnical testing, mineral resource investigations, or geological research are not considered mining. Excavation of mineral resources associated with the construction or maintenance of an approved navigation project in accordance with 15A NCAC 7B .0200 of this Chapter is not considered mining.

History Note: Authority G.S. 113A-102; 113A-107;
Eff. June 1, 1995;
Amended Eff. August 1, 1998; October 1, 1996.

SECTION .0200 - THE ESTUARINE SYSTEM

.0205 COASTAL WETLANDS

(a) Description. Coastal wetlands are defined as any salt marsh or other marsh subject to regular or occasional flooding by tides, including wind tides (whether or not the tide waters reach the marshland areas through natural or artificial watercourses), provided this shall not include hurricane or tropical storm tides. Coastal wetlands contain some, but not necessarily all, of the following marsh plant species:

(1) Cord Grass (Spartina alterniflora),
(2) Black Needlerush (Juncus roemerianus),
(3) Glasswort (Salicornia spp.),
(4) Salt Grass (Distichlis spicata),
(5) Sea Lavender (Limonium spp.),
(6) Bulrush (Scirpus spp.),
(7) Saw Grass (Cladium jamaicense),
(8) Cat-tail (Typha spp.),
(9) Salt Meadow Grass (Spartina patens),
(10) Salt Reed Grass (Spartina cynosuroides).

The coastal wetlands AEC includes any contiguous lands designated by the Secretary of ENR pursuant to G.S. 113-230 (a).

(b) Significance. The unique productivity of the estuarine and ocean system is supported by detritus (decayed plant material) and nutrients that are exported from the coastal marshlands. The amount of exportation and degree of importance appears to be variable from marsh to marsh, depending primarily upon its frequency of inundation and inherent characteristics of the various plant species. Without the marsh, the high productivity levels and complex food chains typically found in the estuaries could not be maintained.

Man harvests various aspects of this productivity when he fishes, hunts, and gathers shellfish from the estuary. Estuarine dependent species of fish and shellfish such as menhaden, shrimp, flounder, oysters, and crabs currently make up over 90 percent of the total value of North Carolina's commercial catch. The marshlands, therefore, support an enormous amount of commercial and recreational businesses along the seacoast.

The roots, rhizomes, stems, and seeds of coastal wetlands act as good quality waterfowl and wildlife feeding and nesting materials. In addition, coastal wetlands serve as the first line of defense in retarding estuarine shoreline erosion. The plant stems and leaves tend to dissipate wave action, while the vast network of roots and rhizomes resists soil erosion. In this way, the coastal wetlands serve as barriers against flood damage and control erosion between the estuary and the uplands.

Marshlands also act as nutrient and sediment traps by slowing the water which flows over them and causing suspended organic and inorganic particles to settle out. In this manner, the nutrient storehouse is maintained, and sediment harmful to marine organisms is removed. Also, pollutants and excessive nutrients are absorbed by the marsh plants, thus providing an inexpensive water treatment service.

(c) Management Objective. To conserve and manage coastal wetlands so as to safeguard and perpetuate their biological, social, economic and aesthetic values; to coordinate and establish a management system capable of conserving and utilizing coastal wetlands as a natural resource essential to the functioning of the entire estuarine system.

(d) Use Standards. Suitable land uses shall be those consistent with the management objective in this Rule. Highest priority of use shall be allocated to the conservation of existing coastal wetlands. Second priority of coastal wetland use shall be given to those types of development activities that require water access and cannot function elsewhere.

Unacceptable land uses may include, but would not be limited to, the following examples: restaurants and businesses; residences, apartments, motels, hotels, and trailer parks; parking lots and private roads and highways; and factories. Examples of acceptable land uses may include utility easements, fishing piers, docks, and agricultural uses, such as farming and forestry drainage, as permitted under North Carolina's Dredge and Fill Act or other applicablea laws.

In every instance, the particular location, use, and design characteristics shall be in accord with the general use standards for coastal wetlands, estuarine waters, and public trust areas described in Rule .0208 of this Section.

History Note: Authority G.S. 113A-107(a); 113A-107(b); 113A-113(b)(1); 113A-124;
Eff. September 9, 1977;
Amended Eff. August 1, 1998; October 1, 1993; May 1, 1990; January 24, 1978.

.0206 ESTUARINE WATERS

(a) Description. Estuarine waters are defined in G.S. 113A-113(b)(2) to include all the waters of the Atlantic Ocean within the boundary of North Carolina and all the waters of the bays, sounds, rivers and tributaries thereto seaward of the dividing line

between coastal fishing waters and inland fishing waters. The boundaries between inland and coastal fishing waters are set forth in an agreement adopted by the Wildlife Resources Commission and the Department of Environment and Natural Resources and in the most current revision of the North Carolina Marine Fisheries Regulations for Coastal Waters, codified at 15A NCAC 3Q .0200.

(b) Significance. Estuarine waters are the dominant component and bonding element of the entire estuarine and ocean system, integrating aquatic influences from both the land and the sea. Estuaries are among the most productive natural environments of North Carolina. They support the valuable commercial and sports fisheries of the coastal area which are comprised of estuarine dependent species such as menhaden, flounder, shrimp, crabs, and oysters. These species must spend all or some part of their life cycle within the estuarine waters to mature and reproduce. Of the 10 leading species in the commercial catch, all but one are dependent on the estuary.

This high productivity associated with the estuary results from its unique circulation patterns caused by tidal energy, fresh water flow, and shallow depth; nutrient trapping mechanisms; and protection to the many organisms. The circulation of estuarine waters transports nutrients, propels plankton, spreads seed stages of fish and shellfish, flushes wastes from animal and plant life, cleanses the system of pollutants, controls salinity, shifts sediments, and mixes the water to create a multitude of habitats. Some important features of the estuary include mud and sand flats, eel grass beds, salt marshes, submerged vegetation flats, clam and oyster beds, and important nursery areas.

Secondary benefits include the stimulation of the coastal economy from the spin off operations required to service commercial and sports fisheries, waterfowl hunting, marinas, boatyards, repairs and supplies, processing operations, and tourist related industries. In addition, there is considerable nonmonetary value associated with aesthetics, recreation, and education.

(c) Management Objective. To conserve and manage the important features of estuarine waters so as to safeguard and perpetuate their biological, social, aesthetic, and economic values; to coordinate and establish a management system capable of conserving and utilizing estuarine waters so as to maximize their benefits to man and the estuarine and ocean system.

(d) Use Standards. Suitable land/water uses shall be those consistent with the management objectives in this Rule. Highest priority of use shall be allocated to the conservation of estuarine waters and their vital components. Second priority of estuarine waters use shall be given to those types of development activities that require water access and use which cannot function elsewhere such as simple access channels; structures to prevent erosion; navigation channels; boat docks, marinas, piers, wharfs, and mooring pilings.

In every instance, the particular location, use, and design characteristics shall be in accord with the general use standards for coastal wetlands, estuarine waters, and public trust areas described in Rule .0208 of this Section.

History Note: Authority G.S. 113A-107(a); 113A-107(b); 113A-113(b)(2); 113A-124;
Eff. September 9, 1977;
Amended Eff. August 1, 1998; October 1, 1993; November 1, 1991; May 1, 1990; October 1, 1988.

.0208 USE STANDARDS

(a) General Use Standards

(1) Uses which are not water dependent shall not be permitted in coastal wetlands, estuarine waters, and public trust areas. Restaurants, residences, apartments, motels, hotels, trailer parks, private roads, factories, and parking lots are examples of uses that are not water dependent. Uses that are water dependent may include: utility easements; docks; wharfs; boat ramps; dredging; bridges and bridge approaches; revetments, bulkheads; culverts; groins; navigational aids; mooring pilings; navigational channels; simple access channels and drainage ditches.

(2) Before being granted a permit by the CRC or local permitting authority, there shall be a finding that the applicant has complied with the following standards:

(A) The location, design, and need for development, as well as the construction activities involved shall be consistent with the stated management objective.

(B) Before receiving approval for location of a use or development within these AECs, the permit-letting authority shall find that no suitable alternative site or location outside of the AEC exists for the use or development and, further, that the applicant has selected a combination of sites and design that will have a minimum adverse impact upon the productivity and biologic integrity of coastal marshland, shellfish beds, beds of submerged aquatic vegetation, spawning and nursery areas, important nesting and wintering sites for waterfowl and wildlife, and important natural erosion barriers (cypress fringes, marshes, clay soils).

(C) Development shall not violate water and air quality standards.

(D) Development shall not cause major or irreversible damage to valuable documented archaeological or historic resources.

(E) Development shall not measurably increase siltation.

(F) Development shall not create stagnant water bodies.

(G) Development shall be timed to have minimum adverse significant affect on life cycles of estuarine and ocean resources.

(H) Development shall not impede navigation or create undue interference with access to, or use of, public trust areas or estuarine waters.

(3) When the proposed development is in conflict with the general or specific use standards set forth in this Rule, the CRC may approve the development if the

applicant can demonstrate that the activity associated with the proposed project will have public benefits as identified in the findings and goals of the Coastal Area Management Act, that the public benefits clearly outweigh the long range adverse effects of the project, that there is no reasonable and prudent alternate site available for the project, and that all reasonable means and measures to mitigate adverse impacts of the project have been incorporated into the project design and will be implemented at the applicant's expense. These measures taken to mitigate or minimize adverse impacts may include actions that will:

(A) minimize or avoid adverse impacts by limiting the magnitude or degree of the action;

(B) restore the affected environment; or

(C) compensate for the adverse impacts by replacing or providing substitute resources.

(4) Primary nursery areas are those areas in the estuarine and ocean system where initial post larval development of finfish and crustaceans takes place. They are usually located in the uppermost sections of a system where populations are uniformly early juvenile stages. They are officially designated and described by the N.C. Marine Fisheries Commission in 15A NCAC 3B .1405 and by the N.C. Wildlife Resources Commission in 15A NCAC 10C .0110.

(5) Outstanding Resource Waters are those estuarine waters and public trust areas classified by the N.C. Environmental Management Commission pursuant to Title 15A, Subchapter 2B .0216 of the N.C. Administrative Code as Outstanding Resource Waters (ORW) upon finding that such waters are of exceptional state or national recreational or ecological significance. In those estuarine waters and public trust areas classified as ORW by the Environmental Management Commission (EMC), no permit required by the Coastal Area Management Act shall be approved for any project which would be inconsistent with applicable use standards adopted by the CRC, EMC, or Marine Fisheries Commission (MFC) for estuarine waters, public trust areas, or coastal wetlands. For development activities not covered by specific use standards, no permit shall be issued if the activity would, based on site specific information, materially degrade the water quality or outstanding resource values unless such degradation is temporary.

(6) Beds of submerged aquatic vegetation (SAV) are those habitats in public trust and estuarine waters vegetated with one or more species of submergent vegetation. These vegetation beds occur in both subtidal and intertidal zones and may occur in isolated patches or cover extensive areas. In either case, the bed is defined by the presence of above-ground leaves or the below-ground rhizomes and propagules. In defining SAVs, the CRC recognizes the Aquatic Weed Control Act of 1991 (G.S. 113A-220 et. seq.) and does not intend the SAV definition and its implementing rules to apply to or conflict with the non-development control activities authorized by that Act.

(b) Specific Use Standards

(1) Navigation channels, canals, and boat basins shall be aligned or located so as to avoid primary nursery areas highly productive shellfish beds, beds of submerged aquatic vegetation, or significant areas of regularly or irregularly flooded coastal wetlands.

(A) Navigation channels and canals may be allowed through narrow fringes of regularly and irregularly flooded coastal wetlands if the loss of wetlands will have no significant adverse impacts on fishery resources, water quality or adjacent wetlands, and, if there is no reasonable alternative that would avoid the wetland losses.

(B) All spoil material from new construction shall be confined landward of regularly and irregularly flooded coastal wetlands and stabilized to prevent entry of sediments into the adjacent water bodies or marsh.

(C) Spoil from maintenance of channels and canals through irregularly flooded wetlands shall be placed on non-wetland areas, remnant spoil piles, or disposed of by a method having no significant, long term wetland impacts. Under no circumstances shall spoil be placed on regularly flooded wetlands.

(D) Widths of the canals and channels shall be the minimum required to meet the applicant's needs and provide adequate water circulation.

(E) Boat basin design shall maximize water exchange by having the widest possible opening and the shortest practical entrance canal. Depths of boat basins shall decrease from the waterward end inland.

(F) Any canal or boat basin shall be excavated no deeper than the depth of the connecting channels.

(G) Canals for the purpose of multiple residential development shall have:

(i) no septic tanks unless they meet the standards set by the Division of Environmental Management and the Division of Environmental Health;

(ii) no untreated or treated point source discharge;

(iii) storm water routing and retention areas such as settling basins and grassed swales.

(H) Construction of finger canal systems shall not be allowed. Canals shall be either straight or meandering with no right angle corners.

(I) Canals shall be designed so as not to create an erosion hazard to adjoining property. Design may include bulkheading, vegetative stabilization, or adequate setbacks based on soil characteristics.

(J) Maintenance excavation in canals, channels and boat basins within primary nursery areas and beds of submerged aquatic vegetation shall be avoided. However, when essential to maintain a traditional and established use, maintenance excavation may be approved if the applicant meets all of the following criteria as shown by clear and convincing evidence accompanying the permit application. This Rule does not affect restrictions placed on permits issued after March 1, 1991.

(i) The applicant demonstrates and documents that a water-dependent need exists for the excavation; and

(ii) There exists a previously permitted channel which was constructed or maintained under permits issued by the State or Federal government. If a natural channel was in use, or if a human-made channel was constructed before permitting was necessary, there shall be clear evidence that the channel was continuously used for a specific purpose; and

(iii) Excavated material can be removed and placed in an approved disposal area without significantly impacting adjacent nursery areas and beds of submerged aquatic vegetation; and

(iv) The original depth and width of a human-made or natural channel will not be increased to allow a new or expanded use of the channel.

(2) Hydraulic Dredging

(A) The terminal end of the dredge pipeline shall be positioned at a distance sufficient to preclude erosion of the containment dike and a maximum distance from spillways to allow adequate settlement of suspended solids.

(B) Dredge spoil shall be either confined on high ground by adequate retaining structures or if the material is suitable, deposited on beaches for purposes of renourishment, with the exception of (G) of this Subsection (b)(2).

(C) Confinement of excavated materials shall be on high ground landward of regularly and irregularly flooded marshland and with adequate soil stabilization measures to prevent entry of sediments into the adjacent water bodies or marsh.

(D) Effluent from diked areas receiving disposal from hydraulic dredging operations shall be contained by pipe, trough, or similar device to a point waterward of emergent vegetation or, where local conditions require, below mean low water.

(E) When possible, effluent from diked disposal areas shall be returned to the area being dredged.

(F) A water control structure shall be installed at the intake end of the effluent pipe.

(G) Publicly funded projects shall be considered by review agencies on a case-by-case basis with respect to dredging methods and spoil disposal.

(H) Dredge spoil from closed shellfish waters and effluent from diked disposal areas used when dredging in closed shellfish waters shall be returned to the closed shellfish waters.

(3) Drainage Ditches

(A) Drainage ditches located through any marshland shall not exceed six feet wide by four feet deep (from ground surface) unless the applicant shows that larger ditches are necessary for adequate drainage.

(B) Spoil derived from the construction or maintenance of drainage ditches through regularly flooded marsh shall be placed landward of these marsh areas in a manner that will insure that entry of sediment into the water or marsh will not occur. Spoil derived from the construction or maintenance of drainage ditches through irregularly flooded marshes shall be placed on nonwetlands wherever feasible. Non-wetland areas include relic disposal sites.

(C) Excavation of new ditches through high ground shall take place landward of a temporary earthen plug or other methods to minimize siltation to adjacent water bodies.

(D) Drainage ditches shall not have a significant adverse effect on primary nursery areas, productive shellfish beds, beds of submerged aquatic vegetation, or other documented important estuarine habitat. Particular attention shall be placed on the effects of freshwater inflows, sediment, and nutrient introduction. Settling basins, water gates, retention structures are examples of design alternatives that may be used to minimize sediment introduction.

(4) Nonagricultural Drainage

(A) Drainage ditches shall be designed so that restrictions in the volume or diversions of flow are minimized to both surface and ground water.

(B) Drainage ditches shall provide for the passage of migratory organisms by allowing free passage of water of sufficient depth.

(C) Drainage ditches shall not create stagnant water pools or significant changes in the velocity of flow.

(D) Drainage ditches shall not divert or restrict water flow to important wetlands or marine habitats.

(5) Marinas. Marinas are defined as any publicly or privately owned dock, basin or wet boat storage facility constructed to accommodate more than 10

boats and providing any of the following services: permanent or transient docking spaces, dry storage, fueling facilities, haulout facilities and repair service. Excluded from this definition are boat ramp facilities allowing access only, temporary docking and none of the preceding services. Expansion of existing facilities shall also comply with these standards for all development other than maintenance and repair necessary to maintain previous service levels.

(A) Marinas shall be sited in non-wetland areas or in deep waters (areas not requiring dredging) and shall not disturb valuable shallow water, submerged aquatic vegetation, and wetland habitats, except for dredging necessary for access to high-ground sites. The following four alternatives for siting marinas are listed in order of preference for the least damaging alterative; marina projects shall be designed to have the highest of these four priorities that is deemed feasible by the permit letting agency:

(i) an upland basin site requiring no alteration of wetland or estuarine habitat and providing adequate flushing by tidal or wind generated water circulation;

(ii) an upland basin site requiring dredging for access when the necessary dredging and operation of the marina will not result in the significant degradation of existing fishery, shellfish, or wetland resources and the basin design shall provide adequate flushing by tidal or wind generated water circulation;

(iii) an open water site located outside a primary nursery area which utilizes piers or docks rather than channels or canals to reach deeper water; and

(iv) an open water marina requiring excavation of no intertidal habitat, and no dredging greater than the depth of the connecting channel.

(B) Marinas which require dredging shall not be located in primary nursery areas nor in areas which require dredging through primary nursery areas for access. Maintenance dredging in primary nursery areas for existing marinas shall be considered on a case-by-case basis under the standards set out in Part (b)(1)(J) of this Rule.

(C) To minimize coverage of public trust areas by docks and moored vessels, dry storage marinas shall be used where feasible.

(D) Marinas to be developed in waters subject to public trust rights (other than those created by dredging upland basins or canals) for the purpose of providing docking for residential developments shall be allowed no more than 27 square feet of public trust areas for every one linear foot of shoreline adjacent to these public trust areas for construction of docks and mooring facilities. The 27 square feet allocation shall not apply to fairway areas between parallel piers or any portion of the pier used only for access from land to the docking spaces.

(E) To protect water quality of shellfishing areas, marinas shall not be located within areas where shellfish harvesting for human consumption is a significant existing use or adjacent to such areas if shellfish harvest closure is anticipated to result from the location of the marina. In compliance with Section 101(a)(2) of the Clean Water Act and North Carolina Water Quality Standards adopted pursuant to that section, shellfish harvesting is a significant existing use if it can be established that shellfish have been regularly harvested for human consumption since November 28, 1975 or that shellfish apparently are propagating and surviving in a biologically suitable habitat and are available and suitable for harvesting for the purpose of human consumption. The Division of Marine Fisheries shall be consulted regarding the significance of shellfish harvest as an existing use and the magnitude of the quantities of shellfish which have been harvested or are available for harvest in the area where harvest will be affected by the development.

(F) Marinas shall not be located without written consent from the controlling parties in areas of submerged lands which have been leased from the state or deeded by the state.

(G) Marina basins shall be designed to promote flushing through the following design criteria:

(i) the basin and channel depths shall gradually increase toward open water and shall never be deeper than the waters to which they connect; and

(ii) when possible, an opening shall be provided at opposite ends of the basin to establish flow-through circulation.

(H) Marinas shall be designed to minimize adverse effects on navigation and public use of public trust areas while allowing the applicant adequate access to deep waters.

(I) Marinas shall be located and constructed so as to avoid adverse impacts on navigation throughout all federally maintained channels and their immediate boundaries. This includes mooring sites (permanent or temporary), speed or traffic reductions, or any other device, either physical or regulatory, that may cause a federally maintained channel to be restricted.

(J) Open water marinas shall not be enclosed within breakwaters that preclude circulation sufficient to maintain water quality.

(K) Marinas which require dredging shall provide

acceptable areas to accommodate disposal needs for future maintenance dredging. Proof of the ability to truck the spoil material from the marina site to an acceptable disposal area will be acceptable.

(L) Marina design shall comply with all applicable requirements for management of stormwater runoff.

(M) Marinas shall post a notice prohibiting the discharge of any waste from boat toilets and explaining the availability of information on local pump-out services.

(N) Boat maintenance areas shall be designed so that all scraping, sandblasting, and painting will be done over dry land with adequate containment devices to prevent entry of waste materials into adjacent waters.

(O) All marinas shall comply with all applicable standards for docks and piers, bulkheading, dredging and spoil disposal.

(P) All applications for marinas shall be reviewed to determine their potential impact and compliance with applicable standards. Such review shall consider the cumulative impacts of marina development.

(Q) Replacement of existing marinas to maintain previous service levels shall be allowed provided that the preceding rules are complied with to the maximum extent possible, with due consideration being given to replacement costs, service needs.

(6) Docks and Piers.

(A) Docks and piers shall not exceed six feet in width. Wider docks and piers shall be permitted only if the greater width is necessary for safe use, to improve public access; or to support a water dependent use that cannot otherwise occur.

(B) Any portion of a dock or pier (either fixed or floating) extending from the main structure and six feet or less in width shall be considered either a "T" or a finger pier.

(C) Any portion of a dock or pier (either fixed or floating) greater than six feet wide shall be considered a platform or deck.

(D) The combined area of all "T"s, finger piers, platforms, and decks must not exceed a combined total area of four square feet per linear foot of shoreline. Projects requiring dimensions greater than those stated in this Rule shall be permitted only if the greater dimensions are necessary for safe use, or to support a water dependent use that cannot otherwise occur.

(E) "T"s, platforms and decks shall have no more than six feet of any dimension extending over coastal wetlands.

(F) Docks, piers, "T"s and associated structures built over wetlands must be elevated at least three feet over the wetland substrate measured from the bottom of the decking.

(G) Boathouses shall not exceed 400 square feet except to accommodate a demonstrated need for a larger boathouse and shall have sides extending no farther than one-half the height of the walls and only covering the top half of the walls. Measurements of square footage shall be taken of the greatest exterior dimensions. Boathouses shall not be allowed on lots with less than 75 linear feet of shoreline. Size restrictions shall not apply to marinas.

(H) The total area enclosed by boat lifts shall not exceed 400 square feet.

(I) Piers, docks, decks, platforms and boat houses shall be single story. They may be roofed buy shall not be designed to allow second story use.

(J) Pier length shall be limited by:

(i) not extending beyond the established pier length along the same shoreline for similar use; (This restriction shall not apply to piers 100 feet or less in length unless necessary to avoid unreasonable interference with navigation or other uses of the waters by the public);

(ii) not extending into the channel portion of the water body; and

(iii) not extending more than one-fourth the width of a natural water body, or human-made canal or basin. Measurements to determine widths of the water body, canals or basins shall be made from the waterward edge of any coastal wetland vegetation which borders the water body. The one-fourth length limitation shall not apply in areas where the U.S. Army Corps of Engineers, or a local government in consultation with the Corps of Engineers, has established an official pier-head line. The one-fourth length limitation shall not apply when the proposed pier is located between longer piers within 200 feet of the applicant's property. However, the proposed pier cannot be longer than the pier head line established by the adjacent piers, nor longer than 1/3 the width of the water body.

(K) Piers longer than 400 feet shall be permitted only if the proposed length gives access to deeper water at a rate of at least one foot each 100 foot increment of pier length longer than 400 feet, or, if the additional length is necessary to span some obstruction to navigation. Measurements to determine pier lengths shall be made from the waterward edge

of any coastal wetland vegetation which borders the water body.

(L) Piers shall not interfere with the access to any riparian property and shall have a minimum setback of 15 feet between any part of the pier and the adjacent property owner's areas of riparian access. The line of division of areas of riparian access shall be established by drawing a line along the channel or deep water in front of the properties, then drawing a line perpendicular to the line of the channel so that it intersects with the shore at the point the upland property line meets the water's edge. The minimum setback provided in the rule may be waived by the written agreement of the adjacent riparian owner(s) or when two adjoining riparian owners are co-applicants. Should the adjacent property be sold before construction of the pier commences, the applicant shall obtain a written agreement with the new owner waiving the minimum setback and submit it to the permitting agency prior to initiating any development of the pier. Application of this Rule may be aided by reference to the approved diagram in 15A NCAC 7H .1205 (q) illustrating the rule as applied to various shoreline configurations. Copies of the diagram may be obtained from the Division of Coastal Management. When shoreline configuration is such that a perpendicular alignment cannot be achieved, the pier shall be aligned to meet the intent of this Rule to the maximum extent practicable.

(M) Applicants for authorization to construct a dock or pier shall provide notice of the permit application or exemption request to the owner of any part of a shellfish franchise or lease over which the proposed dock or pier would extend. The applicant shall allow the lease holder the opportunity to mark a navigation route from the pier to the edge of the lease.

(7) Bulkheads and Shore Stabilization Measures

(A) Bulkhead alignment, for the purpose of shoreline stabilization, shall approximate mean high water or normal water level.

(B) Bulkheads shall be constructed landward of significant marshland or marshgrass fringes.

(C) Bulkhead fill material shall be obtained from an upland source approved pursuant to this Section, or if the bulkhead is a part of a permitted project involving excavation from a non-upland source, the material so obtained may be contained behind the bulkhead.

(D) Bulkheads or other structures employed for shoreline stabilization shall be permitted below approximate mean high water or normal water level only when the following standards are met:

(i) the property to be bulkheaded has an identifiable erosion problem, whether it results from natural causes or adjacent bulkheads, or it has unusual geographic or geologic features, e.g. steep grade bank, which will cause the applicant unreasonable hardship under the other provisions of this Rule;

(ii) the bulkhead alignment extends no further below approximate mean high water or normal water level than necessary to allow recovery of the area eroded in the year prior to the date of application, to align with adjacent bulkheads, or to mitigate the unreasonable hardship resulting from the unusual geographic or geologic features;

(iii) the bulkhead alignment will not result in significant adverse impacts to public trust rights or to the property of adjacent riparian owners;

(iv) the need for a bulkhead below approximate mean high water or normal water level is documented in the Field Investigation Report or other reports prepared by the Division of Coastal Management; and

(v) the property to be bulkheaded is in a nonoceanfront area.

(E) Where possible, sloping rip-rap, gabions, or vegetation shall be used rather than vertical seawalls.

(8) Beach Nourishment

(A) Beach creation or maintenance may be allowed to enhance water related recreational facilities for public, commercial, and private use.

(B) Beaches may be created or maintained in areas where they have historically been found due to natural processes. They will not be allowed in areas of high erosion rates where frequent maintenance will be necessary.

(C) Placing unconfined sand material in the water and along the shoreline shall not be allowed as a method of shoreline erosion control.

(D) Material placed in the water and along the shoreline shall be clean sand free from pollutants and highly erodible finger material. Grain size shall be equal to or larger than that found naturally at the site.

(E) Material from dredging projects may be used for beach nourishment if:

(i) it is first handled in a manner consistent with rules governing spoil disposal;

(ii) it is allowed to dry; and

(iii) only that material of acceptable grain size is removed from the disposal site for placement on the beach. Material

shall not be placed directly on the beach by dredge or dragline during maintenance excavation.

(F) Beach creation shall not be allowed in any primary nursery areas, nor in any areas where siltation from the site would pose a threat to shellfish beds.

(G) Material shall not be placed on any coastal wetlands or beds of submerged aquatic vegetation.

(H) Material shall not be placed on any submerged bottom with significant shellfish resources.

(I) Beach construction shall not create the potential for filling adjacent or nearby navigation channels, canals, or boat basins.

(J) Beach construction shall not violate water quality standards.

(K) Permit renewal of these projects shall require an evaluation of any adverse impacts of the original work.

(L) Permits issued for this development shall be limited to authorizing beach nourishment only one time during the life of the permit. Permits may be renewed for maintenance work or repeated need for nourishment.

(9) Wooden and Riprap Groins

(A) Groins shall not extend more than 25 feet waterward of the mean high water or normal water level unless a longer structure is justified by site specific conditions, sound engineering and design principals.

(B) Groins shall be set back a minimum of 15 feet from the adjoining property lines. This setback may be waived by written agreement of the adjacent riparian owner(s) or when two adjoining riparian owners are co-applicants. Should the adjacent property be sold before construction of the groin commences, the applicant shall obtain a written agreement with the new owner waiving the minimum setback and submit it to the permitting agency prior to initiating any development of the groin.

(C) Groins shall pose no threat to navigation.

(D) The height of groins shall not exceed 1 foot above mean high water or the normal water level.

(E) No more than two structures shall be allowed per 100 feet of shoreline unless the applicant provides evidence that more structures are needed for shoreline stabilization.

(F) "L" and "T" sections shall not be allowed at the end of groins.

(G) Riprap material used for groin construction shall be free from loose dirt or any other pollutant in other than non-harmful quantities and of a size sufficient to prevent its movement from the site by wave and current action.

(10) "Freestanding Moorings".

(A) A "freestanding mooring" is any means to attach a ship, boat, vessel, floating structure or other water craft to a stationary underwater device, mooring buoy, buoyed anchor, or piling (as long as the piling is not associated with an existing or proposed pier, dock, or boathouse).

(B) Freestanding moorings shall be permitted only:

(i) to riparian property owners within their riparian corridors; or

(ii) to any applicant proposing to locate a mooring buoy consistent with a water use plan that may be incorporated into either the local zoning or land use plan.

(C) All approved mooring fields shall provide suitable area for access to any mooring(s) and other land based operations which shall include but not be limited to wastewater pumpout, trash disposal and vehicle parking.

(D) If the agreement referenced in specific condition in Part (b)(10)(C) of this Rule is terminated or the facility no longer exist, the permit shall become null and void and the permitted project removed from the AEC.

(E) To protect water quality of shellfishing areas, mooring fields shall not be located within areas where shellfish harvesting for human consumption is a significant existing use or adjacent to such areas if shellfish harvest closure is anticipated to result from the location of the mooring field. In compliance with Section 101(a)(2) of the Federal Water Pollution Control Act, 33 U.S.C. 1251 (a)(2), and North Carolina Water Quality Standards adopted pursuant to that section. shellfish harvesting is a significant existing use if it can be established that shellfish have been regularly harvested for human consumption since November 28, 1975 or that shellfish apparently are propagating and surviving in a biologically suitable habitat and are available and suitable for harvesting for the purpose of human consumption. The Division of Marine Fisheries shall be consulted regarding the significance of shellfish harvest as an existing use and the magnitude of the quantities of shellfish which have been harvested or are available for harvest in the area where harvest will be affected by the development.

(F) Moorings shall not be located without written consent from the controlling parties in areas of submerged lands which have been leased from the state or deeded by the state.

(G) Moorings shall be located and constructed so as to avoid adverse impacts on navigation throughout all federally maintained channels and their immediate boundaries. This includes mooring sites (permanent or temporary), speed or traffic reductions, or any other device, either

physical or regulatory, that may cause a federally maintained channel to be restricted.

(H) Open water moorings shall not be enclosed within breakwaters that preclude circulation sufficient to maintain water quality.

(I) Moorings and the associated land based operation design shall comply with all applicable requirements for management of stormwater runoff.

(J) Mooring fields shall have posted in view of patrons a notice prohibiting the discharge of any waste from boat toilets or any other discharge and explaining the availability of information on local pump-out services and waste disposal.

(K) Freestanding moorings associated with commercial shipping, public service or temporary construction/salvage operations may be permitted without a public sponsor and shall be evaluated on a case-by-case basis.

(L) Freestanding mooring buoys and piles shall be evaluated based upon the arc of the swing including the vessel to be moored. Moorings and the attached vessel shall not interfere with the access of any riparian owner nor shall it block riparian access by blocking channels, deep water, etc. which allows riparian access. Freestanding moorings shall not interfere with the ability of any riparian owner to place a pier for access.

(M) Freestanding moorings shall not be established in submerged cable/pipe crossing areas or in a manner which interferes with the operations of an access through any bridge.

(N) Freestanding moorings shall be marked or colored in compliance with U.S. Coast Guard and N.C. Wildlife Resource Commission requirements and the required marking maintained for the life of the mooring(s).

(O) The type of material used to create a mooring must be free of pollutants and of a design and type of material so as to not present a hazard to navigation or public safety.

(P) Existing freestanding moorings (i.e. buoys/pilings) may be maintained in place for two years. However, if the moorings(s) deteriorate or are damaged such that replacement is necessary during the two year period, the mooring(s) then shall comply with those guidelines of the Division in place at that time. In any event, existing moorings shall comply with these Rules within two years.

(11) Filling of Canals, Basins and Ditches - Not withstanding the general use standards for estuarine systems as set out in 7H .0208(a) of this Rule, filling canals, basins and ditches shall be allowed if:

(A) the area to be filled was not created by excavating lands which were below the normal high water or normal water level; and

(B) if the area was created from wetlands, the elevation of the proposed filling does not exceed the elevation of said wetlands so that wetland function will be restored; and

(C) the filling will not adversely impact any designated primary nursery area, shellfish bed, bed of submerged aquatic vegetation, coastal wetlands other than a narrow fringe around the shoreline, recognized public trust right or established public trust usage; and

(D) the filling will not adversely affect the value and enjoyment of property of any riparian owner; and

(E) the filling will further some policy of the Commission such as retreating from erosion or avoiding water quality degradation.

(12) "Submerged Lands Mining"

(A) Development Standards. Mining of submerged lands shall meet the following standards:

(i) The biological productivity and biological significance of mine sites, or borrow sites used for sediment extraction, must be evaluated and a reasonable protection strategy for these natural functions and values provided with the state approval request or permit application.

(ii) Natural reefs, coral outcrops, artificial reefs, seaweed communities, and significant benthic communities shall be avoided.

(iii) Mining shall avoid significant archaeological resources as defined in Rule .0509 of this Subchapter; shipwrecks identified by the Division of Archives and History; and unique geological features that require protection from uncontrolled or incompatible development as identified by the Division of Land Resources pursuant to G.S. 113A-113(b)(4)(g).

(iv) Mining activities shall not be conducted on or within 500 meters of significant biological communities, such as high relief hard bottom areas. High relief is defined for this standard as relief greater than or equal to one-half meter per five meters of horizontal distance.

(v) Mining activities shall be timed to minimize impacts on the life cycles of estuarine or ocean resources.

(vi) Mining activities shall not affect potable groundwater supplies; wildlife, freshwater, estuarine, or marine fisheries.

(B) Permit Conditions. Permits for submerged lands mining may be conditioned on the

applicant amending the mining proposal to include any measures reasonably necessary to insure compliance with the provisions of the Act and the guidelines for development set out in this Subchapter.

(i) Monitoring shall be required to the extent necessary to ensure compliance with all applicable development standards. Implementation of monitoring is the responsibility of the applicant.

(ii) A determination of the necessity and feasibility of restoration will be made as part of the permit, or consistency review, process. Restoration will be deemed necessary where it will facilitate recovery of the pre-development ecosystem. Restoration will be considered feasible unless, after consideration of all practicable restoration alternatives, it is determined that the adverse effects of restoration outweigh the benefits of the restoration on estuarine or ocean resources. If restoration is determined to be necessary and feasible, then the applicant shall be required to submit a restoration plan to DCM for approval prior to the initiation of any mining activities.

(C) Dredging activities for the purposes of mining natural resources must be consistent with the development standards set out in this Rule.

(D) Mitigation. Where mining cannot be conducted consistent with the development standards set out in this Rule, the applicant may request mitigation approval under 15A NCAC 7M .0700.

(E) Public Benefits Exception. Projects that conflict with these standards, but provide a public benefit, may be approved pursuant to the standards set out in Subparagraph (a)(3) of this Rule.

History Note: Authority G.S. 113A-107(b); 113A-108; 113A-113(b); 113A-124;
Eff. September 9, 1977;
Amended Eff. February 1, 1996; April 1, 1993; February 1, 1993; November 30, 1992;
RRC Objection due to ambiguity Eff. March 21, 1996;
Amended Eff. August 1, 1998; May 1, 1996.

SUBCHAPTER 7M - GENERAL POLICY GUIDELINES FOR THE COASTAL AREA

SECTION .1200 - POLICIES ON OCEAN MINING

.1201 DECLARATION OF GENERAL POLICY

(a) The Atlantic Ocean is designated a Public Trust Area Of Environmental Concern (AEC) out to the three-mile state jurisdictional boundary; however, the ocean environment does not end at the state/federal jurisdictional boundary. Mining activities impacting the federal jurisdiction ocean and its resources can, and probably would, also impact the state jurisdictional ocean and estuarine systems and vice-versa. Therefore, it is state policy that every avenue and opportunity to protect the physical ocean environment and its resources as an integrated and interrelated system will be utilized.

(b) The usefulness, productivity, scenic, historic and cultural values of the state's ocean waters will receive the greatest practical degree of protection and restoration. No ocean mining shall be conducted unless plans for such mining include reasonable provisions for protection of the physical environment, its resources, and appropriate reclamation or mitigation of the affected area as set forth and implemented under authority of the Mining Act (G.S. 74-48) and Coastal Area Managment Act (G.S. 113A-100).

(c) Mining activities in state waters, or in federal waters insofar as the activities affect any land, water use or natural or historic resource of the state waters, shall be done in a manner that provides for protection of those resources and uses. The siting and timing of such activities shall be consistent with established state standards and regulations and shall comply with applicable local land use plan policies, and AEC use standards.

History Note: Authority G.S. 113A-102; 113A-103; 113A-107;
Eff. August 1, 1998.

.1202 POLICY STATEMENTS

(a) Impacts from mining activities involving dredging, blasting, or other methods of excavation, spoil disposal, or construction of related structures that can be expected to affect the physical ocean environment or its resources shall be identified and minimized. Any significant unavoidable damages from these actions shall be mitigated under the procedures set out in 15A NCAC 7M .0700.

(b) Damage to or interference with existing or traditional public trust uses, such as fishing, navigation, or access to public trust areas, or areas with high biological, historical archaeological, or recreational value are activities that significantly affect land or water uses or natural resources of the coastal area. Damage to or interference with existing or traditional public trust uses shall be minimized.

(c) Offshore reefs, rock outcrops, hard bottom areas, and other significant living resource habitat shall be avoided unless it can be demonstrated that the mining activity will not significantly adversely affect these resources, land or water uses or the natural resources of the coastal area, or unless their existing biological functions can be sustained through mitigation.

History Note: Authority G.S. 113A-102; 113A-107;
Eff. August 1, 1998.

CHAPTER 18 - ENVIRONMENTAL HEALTH

SUBCHAPTER 18A - SANITATION

SECTION .2300 - DELEGATION OF AUTHORITY TO ENFORCE COMMISSION FOR HEALTH SERVICES' SANITATION RULES

.2301 SCOPE OF DELEGATED AUTHORITY
.2302 ELIGIBILITY FOR DELEGATION OF AUTHORITY
.2303 DELEGATION OF AUTHORITY
.2304 EVALUATION

History Note: Authority G.S. 130A-4(b); 130A-5(3); Eff. October 1, 1985; Amended Eff. December 1, 1990; September 1, 1990; Repealed Eff. March 1, 1998.

.2306 RE-AUTHORIZATION

History Note: Authority G.S. 130A-4(b); 130A-5(3); Eff. October 1, 1985; Repealed Eff. March 1, 1998.

SUBCHAPTER 18D - WATER TREATMENT FACILITY OPERATORS

SECTION .0100 - GENERAL POLICIES

.0105 DEFINITIONS

The following definitions shall apply throughout this Subchapter:

(1) "Acceptable Experience" means the active, daily, on-site performance of operational duties, including water facility laboratory duties, at a water treatment facility; a minimum of 50 percent of the experience requirement must consist of these duties. This 50 percent minimum experience may be 50 percent on-site duties for 100 percent of the time period requirements or 100 percent on-site duties for 50 percent of the time period requirements. The other 50 percent may be in related fields such as wastewater facility operation, wastewater laboratory, water pumping stations, or water system design and engineering. The experience of Division of Environmental Health, Public Water Supply Section personnel may be acceptable if their job duties include inspection or on-site technical assistance of water treatment facilities which is sufficient to meet the 50 percent minimum.

(2) "Certified Operator" means any holder of a certificate issued by the Board in accordance with the provisions of G.S. 90A-20 to -29.

(3) "College Graduate" means a graduate of an accredited four-year institution awarding degrees on the bachelor level.

(4) "Licensee" means any person who holds a current certificate issued by the water treatment facility operators board of certification.

(5) "Owner" shall mean person, political subdivision, firm, corporation, association, partnership or non-profit corporation formed to operate a public water supply facility.

(6) "Political Subdivision" means any city, town, county, sanitary district, or other governmental agency or privately owned public water supply operating a water treatment facility.

(7) "Operator in responsible charge" means a person designated by the owner of the water treatment facility to be responsible for the total operation and maintenance of the facility.

(8) "Secretary" shall mean the Secretary of the Department of Environment and Natural Resources.

(9) "Service Connection" means a water tap made to provide a water connection to the water distribution system.

(10) "Fire Protection System" means dry or wet sprinkler systems or fire hydrant connection to the water distribution system.

History Note: Authority G.S. 90A-21(c); Eff. February 1, 1976; Readopted Eff. March 1, 1979; Amended Eff. August 1, 1998; August 3, 1992; January 1, 1992; September 1, 1990; June 1, 1988.

SECTION .0300 - APPLICATIONS AND FEES

.0309 CERTIFICATION REINSTATEMENT

(a) An operator whose certification has been revoked for failure to renew for five years may have the certification reinstated by passing another certification examination for that grade.

(b) An operator whose certification has been revoked for failure to obtain six hours of annual continuing education credit may have the certification reinstated by passing another certification examination for that grade.

History Note: Authority G.S. 90A-25.1; 90A-26; Eff. August 1, 1998.

SECTION .0700 - OPERATIONS AND MANAGEMENT

.0701 OPERATOR IN RESPONSIBLE CHARGE

(a) The operator in responsible charge must possess a valid certificate issued by the Board equivalent to or exceeding the classification of the facility for which he or she is designated.

(b) The operator in responsible charge is actually in charge of the daily operation and maintenance of the facility and shall reside within 50 miles of the facility and shall be readily available for consultation on the premises of the facility in case of an emergency, malfunction or breakdown of equipment or other needs. The operator in responsible charge of a non-community public water system shall not reside more than 50 miles from the facility without written permission from the Board. No person shall be in responsible charge of more than:

(1) One surface water treatment facility without written

permission from the Board, or

(2) Five community public water systems with well water facilities without written permission from the Board and not to exceed 15 well water facilities for community public water systems in any event, or

(3) Ten non-community public water systems with well water facilities without written permission from the Board and not to exceed 30 well water facilities for non-community public water systems in any event.

(c) When permission from the Board is required, the request shall include sufficient documentation to satisfy the Board that the facilities in question can be managed in compliance with the requirements of 15A NCAC 18C.

(d) An owner may designate a different person to be the operator in responsible charge for surface water treatment facilities, well water facilities, and distribution facilities.

(e) The operator in responsible charge shall report with annual certification renewal the name(s) and public water system identification number(s) for all systems for which the operator is the operator in responsible charge.

(f) If an operator in responsible charge takes responsibility for an additional system or relinquishes responsibility for any system, the operator shall notify the Board in writing within 30 days of this change.

History Note: Authority G.S. 90A-21(c); 90A-31;
Eff. August 1, 1998.

TITLE 16 - DEPARTMENT OF PUBLIC INSTRUCTION

CHAPTER 7 - NORTH CAROLINA STANDARDS FOR PUBLIC SCHOOL ADMINISTRATION

SECTION .0200 - EXAMINATION PROCEDURES

.0201 APPLICATION FOR EXAMINATION OR REGISTRATION

Application for admission to take the Public School Administrator Exam for the principalship must be made on forms supplied by the Board along with a non-refundable application fee of fifty dollars ($50.00) for the first application. The applications are available upon request made in person or by writing to the Board. Applicants must also supply the Board with a statement from the Institution of Higher Education (IHE) where preparation was completed that the individual has satisfied the educational requirements of G.S. 115C-290.7(a)(3). An application process must be begun and the proper application fee received in the Board office 60 days prior to the exam. All data received by the Board in connection with the application shall become a part of the application and shall also become a permanent record of the Board.

History Note: Authority G.S. 115C-290.5(a)(6);
Temporary Adoption Eff. January 1, 1998;
Eff. July 1, 1998.

SECTION .0300 - RULE MAKING PROCEDURES

.0302 NOTICE MAILING LIST

Any persons desiring to be placed on the mailing list for Board rule-making notices may file such request in writing, furnishing their names and mailing addresses to the Board. The letter of request shall state those subject areas within the authority of the Board for which the person wants notice.

History Note: Authority G.S. 115C-290.5(a)(6); 150B-21.2;
Temporary Adoption Eff. January 1, 1998;
Eff. July 1, 1998.

.0303 PROCEDURE FOR DECLARATORY RULING

The Board shall decide whether to grant or deny a request to make a declaratory ruling on the validity of a rule or on the applicability of particular facts of a statute or to a rule or order of the Board within 60 days of receiving the petition. The Board may refuse to grant a petition for a declaratory ruling when there has been a similar factual determination in a contested case or one is likely to be made in a pending contested case or investigation.

History Note: Authority G.S. 115C-290.5(a)(6); 150B-4;
Temporary Adoption Eff. January 1, 1998;
Eff. July 1, 1998.

TITLE 21 - OCCUPATIONAL LICENSING BOARDS

CHAPTER 12 - LICENSING BOARD FOR GENERAL CONTRACTORS

SECTION .0900 - HOMEOWNERS RECOVERY FUND

.0903 APPLICATION FOR PAYMENT

(a) Applicants desiring to obtain payment from the fund shall file a verified application with the Board on a prescribed form. The form shall require information concerning the applicant and the claim including, but not limited to, the applicant's name and address, the amount of the claim, a description of the acts of the general contractor which constitute the grounds for the claim and a statement that all court proceedings are concluded or the general contractor has filed for bankruptcy. If the applicant has exhausted all civil remedies pursuant to G.S. 87-15.8(3), the application shall include certified copies from the civil action of the complaint, judgment and return of execution marked as unsatisfied. If the general contractor was a corporation which was dissolved no later than one year after the date of discovery by the applicant of the facts constituting the dishonest or incompetent conduct, and the applicant did not commence a civil action against the general contractor, then the applicant shall include certified copies of documents evidencing the dissolution. If the applicant has been precluded from filing suit, obtaining a judgment or otherwise proceeding due to the bankruptcy of the

general contractor, then the applicant shall submit a certified copy of the bankruptcy petition and any proof of claim, and documents from the bankruptcy court or trustee certifying that the applicant has not and will not receive any payment from the bankruptcy proceeding.

(b) Requests for the application form shall be directed to the Board at the address shown in Rule .0101 of this Chapter.

History Note: Authority G.S. 87-15.6; 87-15.7; 87-15.8; Eff. January 4, 1993; Amended Eff. August 1, 1998.

CHAPTER 46 - BOARD OF PHARMACY

SECTION .1800 - PRESCRIPTIONS

.1813 ELECTRONIC TRANSMISSION OF PRESCRIPTION ORDERS

(a) "Electronic transmission" means transmission of the digital representation of information by way of electronic equipment other than facsimile machine described in Rule .1807 of this Section.

(b) All prescription drug orders communicated by way of electronic transmission shall:

(1) be transmitted directly to a pharmacist in a pharmacy of the patient's choice with no intervening person having access to the prescription drug order;

(2) identify the transmitter's phone number for verbal confirmation, the time and date of transmission, and the identity of the pharmacy intended to receive the transmission;

(3) be transmitted by an authorized practitioner or his designated agent; and

(4) be deemed the original prescription drug order, provided it meets all requirements of federal and state laws and regulations.

(c) The prescribing practitioner may authorize his agent to electronically transmit a prescription drug order to a pharmacist in a pharmacy provided that the identity of the transmitting agent is included in the order.

(d) The pharmacist shall exercise professional judgment regarding the accuracy, validity, and authenticity of an electronically transmitted prescription drug order consistent with existing federal and state laws and regulations.

(e) All equipment for receipt of prescription drug orders by electronic transmission shall be maintained so as to ensure against unauthorized access.

(f) There shall be no additional charge to the patient because the prescription order was electronically transmitted.

(g) Prescriptions may be transferred electronically if all the requirements of Rule .1806 of this Section are met.

History Note: Authority G.S. 90-85.6; 90-85.32; Eff. August 1, 1998.

SECTION .2200 - CONTINUING EDUCATION

.2201 HOURS: RECORDS: PROVIDERS: CORRESPONDENCE: RECIPROCITY

(a) As a condition of license renewal, each practicing pharmacist holding an active license shall report on renewal forms the hours of continuing education obtained during the preceding year. Annual accumulation of ten hours is considered satisfactory to meet the quantitative requirement of this Rule.

(b) All records, reports of accredited hours and certificates of credit shall be kept at the pharmacist's regular place of practice for verification by inspectors during regular or other visits. The Board may require submission of such documentation on a random basis. Pharmacists who do not practice regularly at one location shall produce such records within 24 hours of a request from Board authorized personnel. All records of hours and certificates of credit shall be preserved for at least three years.

(c) All continuing education shall be obtained from a provider approved by the Board. In order to receive credit, continuing education courses shall have the purpose of increasing the participant's professional competence and proficiency as a pharmacist. At least five hours of the continuing education credits must be obtained through contact programs in any calendar year. Contact programs are those programs in which there is an opportunity for live two-way communication between the presenter and attendee.

(d) Continuing education shall not serve as a barrier to reciprocity; however all licensees by reciprocity must observe the continuing education standards specified in (a), (b) and (c) of this Rule within the first renewal period after licensure in this state.

(e) Pharmacists who list their status as "Inactive" on the annual application for license renewal and who certify that they are no longer engaged in the practice of pharmacy are not required to obtain the continuing education hours required by this Rule. Pharmacists on inactive status are prohibited from practicing pharmacy in this State. Should a pharmacist on inactive status wish to return to active status, then all continuing education hours for the period of inactive status must be obtained. A pharmacist who has been on inactive status for five or more years must appear before the Board and submit evidence that he can safely and properly practice pharmacy before he can be returned to active status.

History Note: Authority G.S. 90-85.6; 90-85.17; 90-85.18; Eff. January 1, 1985; Amended Eff. August 1, 1998; September 1, 1993; May 1, 1989.

CHAPTER 50 - BOARD OF EXAMINERS OF PLUMBING, HEATING AND FIRE SPRINKLER CONTRACTORS

SECTION .0100 - ORGANIZATION

.0106 LOCATION OF OFFICE

The mailing address is the State Board of Examiners of Plumbing, Heating and Fire Sprinkler Contractors, 3801 Wake Forest Road, Suite 201, Raleigh, NC 27609. The office hours are 7:00 a.m. to 6:00 p.m., Monday through Friday.

History Note: Authority G.S. 87-16; 87-18;

Eff. February 1, 1976;
Readopted Eff. September 29, 1977;
Amended Eff. June 11, 1998; November 1, 1993; April 1, 1991.

SECTION .0200 - FORMS

.0202 OBTAINING FORMS

All forms may be obtained on request from the Executive Secretary, State Board of Examiners of Plumbing, Heating and Fire Sprinkler Contractors, 3801 Wake Forest Road, Suite 201, Raleigh, North Carolina, 27609.

History Note: Authority G.S. 87-18;
Eff. February 1, 1976;
Readopted Eff. September 29, 1977;
Amended Eff. June 11, 1998; April 1, 1991.

SECTION .1200 - PETITIONS FOR RULES

.1201 PETITION FOR RULEMAKING HEARINGS

Any person wishing to submit a petition requesting the adoption, amendment or repeal of a rule by the Board shall address a petition to: State Board of Examiners of Plumbing, Heating and Fire Sprinkler Contractors, 3801 Wake Forest Road, Suite 201, Raleigh, North Carolina 27609. The petition shall clearly bear the notation: RULE-MAKING PETITION RE and then the subject area, for example, RE G.S. 87-21(a)(1) RE ADMINISTRATIVE PROCEDURE ACT, RE AIR CONDITIONING SYSTEMS, or an indication of any other area over which the Board may have rule-making authority.

History Note: Authority G.S. 87-18; 150B-16; 150B-20;
Eff. February 1, 1991;
Amended Eff. June 11, 1998.

.1205 NOTICE MAILING LIST

Any person or agency desiring to be placed on the mailing list for the Board rule-making notices shall file such request in writing, furnishing his name and mailing address to the Board at 3801 Wake Forest Road, Suite 201, Raleigh, North Carolina 27609. The request shall state those subject areas within the authority of the Board for which notice is requested. The Board may require reasonable postage and stationery costs to be paid by persons receiving such notices.

History Note: Authority G.S. 87-18; 150B-21.2;
Eff. February 1, 1991;
Amended Eff. June 11, 1998.

.1206 ADDITIONAL INFORMATION

Persons desiring information in addition to that provided in an individual rule-making notice shall contact the Board at 3801 Wake Forest Road, Suite 201, Raleigh, North Carolina 27609. Any written communication shall clearly indicate the rule-making proceeding which is the subject of the inquiry.

History Note: Authority G.S. 87-18; 150B-21;
Eff. February 1, 1991;
Amended Eff. June 11, 1998.

SECTION .1300 - DECLARATORY RULINGS

.1302 SUBMISSION OF REQUEST FOR RULING

All requests for declaratory rulings shall be written and mailed to the Board at 3801 Wake Forest Road, Suite 201, Raleigh, North Carolina 27609. The container of the request shall bear the notation: REQUEST FOR DECLARATORY RULING. The request must include the following information:

(1) name and address of petitioner;
(2) statute or rule to which petition relates;
(3) concise statement of the manner in which petitioner is aggrieved by the rule or statute or its potential application to him;
(4) a statement of whether an oral hearing is desired, and if so, the reason therefor.

History Note: Authority G.S. 87-18; 150B-4;
Eff. February 1, 1991;
Amended Eff. June 11, 1998.

TITLE 23 - DEPARTMENT OF COMMUNITY COLLEGES

CHAPTER 1 - GENERAL PROVISIONS

SUBCHAPTER 1A - ORGANIZATION

SECTION .0100 - TRUSTEES AND COLLEGES

.0101 DEFINITIONS

The following terms shall have the following meanings throughout this Title unless the context of a specific rule requires a different interpretation:

(1) Credit Hours:
  (a) Credit of one semester hour is awarded for each 16 hours of "class work." Class work is lecture and other classroom instruction. Class work is under the supervision of an instructor.
  (b) Credit of one semester hour is awarded for each 32 hours of "experiential laboratory work." Experiential laboratory work means instruction given to a student by an instructor to increase the student's knowledge and skills without immediate student application.
  (c) Credit of one semester hour is awarded for each 48 hours of "faculty directed laboratory work." Faculty directed laboratory involves structured and coordinated demonstration by an instructor with immediate student application.
  (d) Credit of one semester hour is awarded for each 48 hours of "clinical practice." Clinical practice is a structured, faculty-directed learning experience in a health sciences

program which develops job proficiency. Clinical practice requires significant preparation, coordination, and scheduling by the faculty and is under the supervision of an instructor or preceptor who is qualified for the particular program.

(e) Credit of one semester hour is awarded for each 160 hours of "work experience" such as cooperative education, practicums, and internships. Work experience involves the development of job skills by providing the student with employment that is directly related to, and coordinated with, the educational program. Student activity in work experience is planned and coordinated by a college representative, and the employer is responsible for the control and supervision of the student on the job.

(2) Full-time Student means a student enrolled in 12 or more credit hours. For the summer session, Full-time Student means a student enrolled in nine or more credit hours.

(3) Part-time Student means a student enrolled in less than 12 credit hours.

(4) FTE means one full-time equivalent (FTE) student or 256 student membership hours per semester (based on a typical semester of 16 weeks x 16 student membership hours per week).

(5) Student Membership Hour means one hour of scheduled class or laboratory for which the student is enrolled. A college shall provide a minimum of 50 minutes of instruction for each scheduled class hour.

(6) Annual Curriculum FTE means the total of the student hours in membership for fall and spring semesters divided by 512 (256 student hours per semester x 2).

(7) Annual Continuing Education (non-credit) FTE means the total of the student hours in membership for the three reporting periods divided by 688 (based on two typical semesters of 16 weeks and a typical summer term of 11 weeks). The three reporting periods are fall semester, spring semester, and the summer term.

(8) Budget Full-time Equivalent (B/FTE). B/FTE means the number of FTE which determines a college's operating budget.

(9) College means any institution established pursuant to G.S. 115D except for the N. C. Center for Textile Technology.

Note: Substance of 23 NCAC 2D .0317 and 2E .0104 was incorporated into this Rule.

History Note: Authority G.S. 115D-5; 115D-54; S.L. 1995, c. 625;
Eff. September 1, 1993;
Temporary Amendment Eff. June 1, 1997;
Amended Eff. July 1, 1998.

CHAPTER 2 - COMMUNITY COLLEGES

SUBCHAPTER 2D - COMMUNITY COLLEGES: FISCAL AFFAIRS

SECTION .0300 - BUDGETING: ACCOUNTING: FISCAL MANAGEMENT

.0301 OPERATING BUDGET REQUESTS: DISTRIBUTION OF FUNDS

(a) Projections of full-time equivalent (FTE) students shall be based on the following:

(1) Curriculum FTE projections shall be based on the academic year (fall and spring semesters).

(2) Continuing education FTE projections shall be based on the latest spring, summer, and fall FTE figures. Annual continuing education FTE is determined by totaling the student hours in membership for the three reporting periods and dividing by 688. Note definition of annual continuing education FTE in 23 NCAC 1A .0101(8).

(3) Projections shall be made, program by program, as stated in Subparagraphs (a)(1) and (2) of this Rule. If the actual FTE for the semesters needed are not available, the latest actual semester FTE shall be multiplied by the latest five-year retention ratio to determine the appropriate estimates. Retention ratios are FTE comparisons between Fall Semester and the Spring Semester which are used to predict FTE totals when actual figures are not available.

(4) The State Board may adjust the projections based on additional factors brought to its attention.

(5) The State Board shall adopt an official projection of FTE.

(b) Appropriation Requests:

(1) Continuation Budget Requests. The continuation budget request shall be based on the number of FTE and amount per FTE currently appropriated and increases in the continuation budget as directed by the Office of State Budget and Management. Also included in the continuation budget requests shall be continuing categorical programs. Categorical programs are educational programs funded for specific purposes such as new and expanding industry as opposed to general formula programs such as occupational extension.

(2) Expansion Budget Requests. The expansion budget request shall consist of at least the following items:

(A) an adjustment in the number of FTEs in existing programs based on the difference between the official FTE projections of the State Board and the existing level of FTEs requested in the continuation budget;

(B) an adjustment in expenditure per FTE;

(C) additional funding for new and special programs of instruction.

(c) State Board Reserve. A reserve shall be requested from the General Assembly and shall be retained by the State Board for the purpose of making later allocations for feasibility studies, pilot projects, innovative ideas, and start-up of new programs or

as otherwise directed by the General Assembly.

(d) Formula distribution of funds for the current operation budget. Funds appropriated to the State Board for current operation shall be allocated to the system colleges as directed by the General Assembly.

(e) JTPA Administrative Allotment. Student class hours for class size projects funded by the Job Training Partnership Act (JTPA) shall not be included in the full-time equivalent (FTE) formula for earning budget/FTE. Administrative funds for operating these class size projects shall be allocated on the same basis as all other administrative formula funds.

History Note: Filed as a Temporary Amendment Eff. August 25, 1988 for a period of 180 days to expire on February 20, 1989;
Filed as an Emergency Amendment Eff. July 1, 1978 for a period of 120 days to expire on October 29, 1978;
Authority G.S. 115D-3; 115D-5; 115D-54; S.L. 1995, c. 625;
Eff. February 1, 1976;
Amended Eff. September 30, 1977;
Emergency Amendment Made Permanent Eff. July 24, 1978;
Amended Eff. September 1, 1993; April 1, 1989; June 1, 1987; July 1, 1983;
Temporary Amendment Eff. June 1, 1997;
Amended Eff. July 1, 1998.

.0327 REPORTING STUDENT MEMBERSHIP HOURS TO THE DEPARTMENT

(a) Curriculum and extension college class reports summarizing student membership hours shall be submitted to the Department during each student membership hour reporting period defined in this Paragraph.

(1) The three student membership hour reporting periods are as follows:
  (A) Period 1 - (Spring Period): January 1 - May 15;
  (B) Period 2 - (Summer Period): May 16 - August 14;
  (C) Period 3 - (Fall Period): August 15 - December 31.

(2) College class reports for all regular budget curriculum and extension classes shall be submitted 21 calendar days after the conclusion of each student reporting period defined in Subparagraph (a)(1) of this Rule. Note the following schedule concerning application of the designated periods:
  (A) all reports received by June 5 shall be designated Period 1;
  (B) all reports received by September 4 shall be designated Period 2; and
  (C) all reports received by January 21 shall be designated Period 3.

(b) For learning laboratories, skills laboratories, multi-entry, multi-exit and other non-regularly scheduled classes where actual student time in class is determined, student contact hours shall be calculated on the last day of each respective student membership hour reporting period for a given class and submitted to the Department according to Subparagraphs (a)(1) and (a)(2) of this Rule. Also, note Paragraphs (b) and (c) of Rule .0323 and Paragraphs (a) and (b) of Rule .0324 regarding calculation of student membership hours.

(c) College class reports for non-regular budget extension classes such as new and expanding industry, HRD, JTPA, self-supporting, and recreational shall also be submitted to the Department in accordance with Subparagraphs (a)(1) and (a)(2) of this Rule.

History Note: Authority G.S. 115D-5; 115D-31; 115D-58.5; S.L. 1995, c. 625;
Eff. September 1, 1988;
Temporary Amendment Eff. June 1, 1997;
Amended Eff. July 1, 1998.

This Section contains the agenda for the next meeting of the Rules Review Commission on Thursday, May 21, 1998, 10:00 a.m., at 1307 Glenwood Ave., Assembly Room, Raleigh, NC. Anyone wishing to submit written comment on any rule before the Commission should submit those comments to the RRC staff, the agency, and the individual Commissioners by Monday, May 18, 1998, at 5:00 p.m. Specific instructions and addresses may be obtained from the Rules Review Commission at 919-733-2721. Anyone wishing to address the Commission should notify the RRC staff and the agency at least 24 hours prior to the meeting.

RULES REVIEW COMMISSION MEMBERS

Appointed by Senate
Teresa L. Smallwood, Vice Chairman
Jim Funderburke
Vernice B. Howard
Philip O. Redwine
David Twiddy

Appointed by House
Paul Powell, Chairman
Anita White, 2nd Vice Chairman
Mark Garside
Steve Rader
George Robinson

RULES REVIEW COMMISSION MEETING DATES

May 21, 1998
June 18, 1998
July 23, 1998
August 20, 1998
September 17, 1998
October 15, 1998

MEETING DATE: MAY 21, 1998

LOG OF FILINGS

RULES SUBMITTED: MARCH 20, 1998 THROUGH APRIL 20, 1998

AGENCY/DIVISION	RULE NAME	RULE CITATION	ACTION
DHHS/SOCIAL SERVICES COMMISSION			
	Coupon Issuance	10 NCAC 30 .0207	Amend
	Waiver of Licensing Rules	10 NCAC 41A .0007	Amend
	Criminal Histories	10 NCAC 41F. 0707	Amend
	Criminal History Checks	10 NCAC 41F. 0813	Amend
	Payment Authorization	10 NCAC 47A .0502	Amend
	Initial Interview	10 NCAC 47B .0102	Amend
	AA-SA Group II	10 NCAC 47B .0303	Amend
	AD-SA Group II	10 NCAC 47B .0304	Amend
	CD-SA Certain Disabled	10 NCAC 47B .0305	Amend
	Residence	10 NCAC 47B .0403	Amend
DENR/WILDLIFE RESOURCES COMMISSION			
	Beaufort County	15A NCAC 10F .0303	Repeal

RULES REVIEW COMMISSION

April 15, 1998
MINUTES

The Rules Review Commission met on April 15, 1998, in the Assembly Room of the Methodist Building, 1307 Glenwood Avenue, Raleigh, North Carolina. Commissioners in attendance were Chairman Paul Powell, Mark P. Garside, Philip O. Redwine, Jim R.

Funderburk, Steven P. Rader, David R. Twiddy, and Anita A. White.

Staff members present were: Joseph J. DeLuca, Staff Director; Bobby Bryan, Rules Review Specialist; Glenda Gruber, Administrative Assistant; and Sandy Webster.

The following people attended:

David Brook	Cultural Resources
Juanita Gaskill	DENR/Marine Fisheries
Ben F. Massey	NC Board of Physical Therapy Examiners
Bill Hale	Insurance
Dedra Alston	DENR
Robin Stancil	Cultural Resources
Tim Simmons	Cultural Resources
Denise Haskell	NC Board of Pharmacy
Ellie Sprenkel	Insurance
Mark Payne	Insurance
Liz Cullington	Citizen
Harry Wilson	State Board of Education
David Massey	Secretary of State
Marc Lodge	DHHS
Sheila Pope	Secretary of State
David S. Tuttle	NC Board of Engineers and Land Surveyors
Bob Bode	Bode, Call and Stroupe
Jerry Carter	NC Board of Engineers and Land Surveyors
Noel Allen	NC Board of Architects
Vega George	DENR
Tom West	Poyner & Spruill
Allen Wahab	DENR/DWQ
Dick Carlton	Attorney
Eric Mussler	Price Waterhouse
Sid Harrell	DENR/DEH
Alison Davis	DENR/Coastal Management
Dee Williams	Cosmetic Art Examiners
Ann Christian	Attorney
Jim Lynn	Agriculture/Structural Pest Control
Jim Hall	DENR/NC Child Care Commission
Janice Fain	DHHS/Child Development
Nancy Guy	DHHS/Child Development
M. Farmer	DHHS/Child Development
Sabra Faires	Revenue
Mary Shuping	General Assembly
Portia Rochelle	DHHS/DMA
Anna Tefft	OSBM
Mark Sisak	OSBM
Nat Murd	Conservation Council of NC
Louis Zeller	Blue Ridge Environmental Defense League

APPROVAL OF MINUTES

The meeting was called to order at 10:05 a.m. with Chairman Powell presiding. He asked for any discussion, comments, or corrections concerning the minutes of the March 19, 1998 meeting. There being none, the minutes were approved.

FOLLOW-UP MATTERS

7 NCAC 4R .0909, .0910, .0911, .0912, .0913, .0914, and .0915 - CULTURAL RESOURCES/NC Historical Commission: The Commission approved the rewritten rules submitted by the agency.

10 NCAC 3U .0302, .0704, .0806, .1702, .and .1720 - DHHS/Child Care Commission: The Commission approved the rewritten rules submitted by the agency.

10 NCAC 3U .0710 - DHHS/Child Care Commission: The Commission approved this rule. Commissioners Redwine and Rader voted not to approve the rule.

12 NCAC 7D .0204 and .1106 - JUSTICE/NC Private Protective Services Board: These rules are to be considered at the next meeting of the Board. No action was necessary.

16 NCAC 6C .0602 - STATE BOARD OF EDUCATION: The Commission approved the rewritten rule submitted by the agency.

16 NCAC 7 .0202 - Education/NC Standards Board for Public School Administration: The Commission approved the rewritten rule submitted by the agency.

17 NCAC 5C .0102 and .0703 - DEPARTMENT OF REVENUE: Office of State Budget and Management determined that these rules have a substantial economic impact. They received an opinion from the Attorney General's office that stated that tax consequences of a rule were to be considered in determining whether the costs included the tax consequences. These rules were withdrawn by the agency. The Commission voted to return them.

17 NCAC 5E .0103 - DEPARTMENT OF REVENUE: The Office of State Budget and Management determined that there was no substantial economic impact and this rule was approved by the Commission.

18 NCAC 6 .1104, .1206, .1212, .1401, .1509, .1702, .1703, .1705, .1706, .1805, and .1811 - SECRETARY OF STATE: The Commission approved the rewritten rules submitted by the agency.

21 NCAC 2 .0904 and .0906 - NC Board of Architecture: The Commission approved the rewritten rules submitted by the agency.

21 NCAC 12 .0204 - NC Licensing Board for General Contractors: The Commission approved the rewritten rules submitted by the agency.

21 NCAC 14H .0005 - NC State Board of Cosmetic Art Examiners: The Commission approved the rewritten rule submitted by the agency.

21 NCAC 14J .0501 - NC State Board of Cosmetic Art Examiners: The Commission approved the rewritten rule submitted by the agency.

21 NCAC 14K .0003 - NC State Board of Cosmetic Art Examiners: The Commission approved the rewritten rule submitted by the agency.

21 NCAC 14N .0102, .0107, and .0113 - NC State Board of Cosmetic Art Examiners: The Commission approved the rewritten rules submitted by the agency.

21 NCAC 18B .0209, .0404, and .0802 - NC State Board of Examiners of Electrical Contractors: The Commission approved the rewritten rules submitted by the agency.

21 NCAC 46 .1804 - NC Board of Pharmacy: The Office of State Budget and Management determined that there was a substantial fiscal impact from this rule. The rule was returned to the agency.

21 NCAC 48A .0103 and .0105 - NC Board of Physical Therapy Examiners: The Commission approved the rewritten rules submitted by the agency.

21 NCAC 48C .0401 - NC Board of Physical Therapy Examiners: The Commission approved the rewritten rule submitted by the agency.

21 NCAC 48D .0102, .0105, and .0112 - NC Board of Physical Therapy Examiners: The Commission approved the rewritten rules submitted by the agency.

21 NCAC 48F .0102 - NC Board of Physical Therapy Examiners: The Commission approved the rewritten rule submitted by the

agency.

21 NCAC 48G .0203 and .0404 - NC Board of Physical Therapy Examiners: The Commission approved the rewritten rules submitted by the agency contingent upon receiving technical changes for .0404 today. The rule was subsequently received.

21 NCAC 48G .0601 - NC Board of Physical Therapy Examiners: The Commission approved the rule submitted by the agency contingent upon receiving a technical change in the rule today. The rule was subsequently received.

21 NCAC 50.1210, and .1212 - State Board of Examiners of Plumbing, Heating and Fire Sprinkler Contractors: The Commission received no appropriate response from the agency on these rules.

LOG OF FILINGS

Chairman Powell presided over the review of the log and all rules were approved with the following exceptions:

2 NCAC 34 .0404 - AGRICULTURE/NC State Pest Control Committee: The Commission objected to this rule due to ambiguity. It is unclear who or what constitutes an "individual affected" in (1).

15A NCAC 2Q .0708 - DENR/Environmental Management Commission: The Commission objected to the rule due to lack of statutory authority. Subparagraph (d)(4) is a waiver provision without specific guidelines. They approved the rewritten rule deleting the waiver contingent upon receiving it today. The rule was subsequently received.

Commissioner White recused herself from the Department of Insurance rules.

15A NCAC 10G .0404 - DENR/Wildlife Resources Commission: The Commission voted to extend the period of review on this rule in order to give the Wildlife Resource Commission an opportunity to get legislative authority for the rule.

21 NCAC 56 .0103 - NC Board of Registration for Professional Engineers and Land Surveyors: There was a motion to object to this rule due to lack of necessity. Commissioners Funderburk, Garside, and White voted not to object. A motion to approve the rule passed with Commissioner Rader voting not to approve.

21 NCAC 68 .0305 - NC Substance Abuse Professional certification Board: The Commission objected to this rule due to lack of statutory authority. There is no authority for the provision in (6) about the applicant being a North Carolina resident.

DIRECTOR'S REPORT

The bylaws will be discussed at next month's meeting from 10:00 to 10:30 a.m. The Rules Review Commission meeting will not begin until 10:30 a.m.

COMMISSION PROCEDURES AND OTHER MATTERS

Ms. Gruber told the Commissioners that breakfast could not be claimed as a meal unless the Commissioner left home before 6:30 a.m. and that dinner could not be claimed unless the Commissioner returned home after 8:00 p.m. The July meeting was changed from July 16 to July 23 because of the NASS conference.

The next meeting will be on May 21, 1998.

The meeting adjourned at 12:50 p.m.

Respectfully submitted,
Sandy Webster

This Section contains the full text of some of the more significant Administrative Law Judge decisions along with an index to all recent contested cases decisions which are filed under North Carolina's Administrative Procedure Act. Copies of the decisions listed in the index and not published are available upon request for a minimal charge by contacting the Office of Administrative Hearings, (919) 733-2698.

OFFICE OF ADMINISTRATIVE HEARINGS

Chief Administrative Law Judge
JULIAN MANN, III

Senior Administrative Law Judge
FRED G. MORRISON JR.

ADMINISTRATIVE LAW JUDGES

Brenda B. Becton
Sammie Chess Jr.
Beecher R. Gray
Meg Scott Phipps
Robert Roosevelt Reilly Jr.
Dolores O. Smith

AGENCY	CASE NUMBER	ALJ	DATE OF DECISION	PUBLISHED DECISION REGISTER CITATION
ADMINISTRATION				
E. Edward Gambill v. Department of Administration	97 DOA 0364	Reilly	09/10/97	
Triangle CAD Solutions, Inc. v. Div. Purchase and Contract, EHNR	97 DOA 0670	Reilly	12/19/97	
Henry Bryon Brewer v. NC Commission of Indian Affairs	97 DOA 0959	Gray	12/17/97	
OFFICE OF ADMINISTRATIVE HEARINGS				
Sir Gregory Leo Kelly, Ruby Louise Kelly v. Sheila Director Ocean House and Mental Health Southeastern Regional Wilmington, NC	97 OAH 0714	Chess	03/24/98	
Sir Gregory Leo Kelly, Ruby Louise Kelly v. Client Complaint Secretary (Art Constantini) Mental Health Director	97 OAH 0715	Chess	03/24/98	
ALCOHOLIC BEVERAGE CONTROL COMMISSION				
Michael's Mini Mart v. Alcoholic Beverage Control Commission	92 ABC 1601	Gray	08/18/97	
Everette Craig Hornbuckle v. Alcoholic Beverage Control Commission	93 ABC 0987	Gray	08/18/97	
Saleh Ahmed Ali Futhah v. Alcoholic Beverage Control Commission	94 ABC 0264	Gray	08/18/97	
Carolyn T. Ray v. Alcoholic Beverage Control Commission	95 ABC 0429	Gray	09/23/97	
Alcoholic Beverage Control Commission v. Fast Fare, Inc.	96 ABC 0483	Morrison	06/18/97	
Alcoholic Beverage Control Commission v. Mendoza Enterprises, Inc.	96 ABC 1196	Gray	08/26/97	
Paul Tyler IV Enterprises, Inc., Alpha Vinson T/A Mirrors (Sid's Showgirls) v. Alcoholic Beverage Control Commission and City of Goldsboro and Gurnan Khera	96 ABC 1804	Morrison	09/29/97	
George Robert Scott v. Alcoholic Beverage Control Commission	96 ABC 1995	Reilly	12/05/97	
Nasar Sader v. Alcoholic Beverage Control Commission	97 ABC 0030	Phipps	10/08/97	
Alcoholic Beverage Control Commission v. Paradise Landing, Inc.	97 ABC 0031	Gray	06/13/97	
OFFISS, Inc. v. Alcoholic Beverage Control Commission	97 ABC 0118	Gray	09/17/97	
Alcoholic Beverage Control Commission v. Fast Fare, Inc. No. 576	97 ABC 0197	Morrison	01/15/98	
Alcoholic Beverage Control Commission v. Altaf Hussain	97 ABC 0312	Mann	07/29/97	
Alcoholic Beverage Control Commission v. Robert Johnson	97 ABC 0321	Gray	08/25/97	
Alcoholic Beverage Control Commission v. Crown Central Petroleum Corp.	97 ABC 0325	Gray	04/15/98	
Alcoholic Beverage Control Commission v. Masonboro County Store, Inc.	97 ABC 0432	Reilly	09/09/97	
Daniel Gary Ledbetter v. Alcoholic Beverage Control Commission	97 ABC 0443	Gray	07/08/97	
Alcoholic Beverage Control Comm. v. Raymond Lee	97 ABC 0488	Smith	10/30/97	
Alcoholic Beverage Control Comm. v. Percy Daniel Bowen	97 ABC 0495	Morrison	09/24/97	
Alcoholic Beverage Control Commission v. Bridgette Dee Williams	97 ABC 0576	Phipps	09/04/97	
Alcoholic Beverage Control Commission v. Westside Tavern, Inc.	97 ABC 0586	Phipps	09/17/97	

AGENCY	CASE NUMBER	ALJ	DATE OF DECISION	PUBLISHED DECISION REGISTER CITATION
Alcoholic Beverage Control Commission v. Grove Park Inn Resort, Inc.	97 ABC 0706	Morrison	09/15/97	12:07 NCR 609
Bradford Allan Capps & Garland Lewis Williams v. Alc. Bev. Ctl. Comm.	97 ABC 0820	Reilly	02/05/98	
Alcoholic Beverage Control Commission v. Soo Jung Pak	97 ABC 0834	Reilly	03/04/98	
Sunset Enterprises, Inc. v. Alcoholic Beverage Control Commission	97 ABC 0846	Gray	12/10/97	
Alcoholic Beverage Control Commission v. 6 Twelve Corporation	97 ABC 0895	Reilly	12/16/97	
Alcoholic Beverage Control Commission v. Kimberly Loette Hankins	97 ABC 0897	Gray	10/06/97	
Alcoholic Bev. Ctl. Comm. v. Monterrey Mex. Rest. of Greensboro, Inc.	97 ABC 0965	Morrison	01/15/98	
Alcoholic Beverage Control Comm. v. Fiesta Mexicana, Inc.	97 ABC 0983	Mann	02/17/98	
Alcoholic Beverage Control Commission v. James Martini	97 ABC 1036	Gray	12/31/97	
Alcoholic Beverage Control Comm. v. Cynthia Lea Wagner	97 ABC 1115	Morrison	02/19/98	
Alcoholic Beverage Control Comm. v. B B & S., Inc	97 ABC 1250	Gray	02/24/98	
Alcoholic Beverage Control Comm. v. Ali Mohmood Ahmed	97 ABC 1289	Morrison	02/26/98	
Momhammed H. Darwish & Hazeem M Eldara v. Alcoholic Bev Ctl Comm	97 ABC 1429	Smith	12/31/97	
Alcoholic Beverage Control Comm. v. Mr. James A. Fields, Jr	97 ABC 1437	Phipps	04/24/98	
Alcoholic Beverage Control Comm. v. Circle K. Stores, Inc.	97 ABC 1538	Smith	03/13/98	
COMMUNITY COLLEGES				
James Elliot Price v. Dept. of Community Colleges, St. Bd. of Comm. Col.	98 DCC 0136	Gray	03/11/98	
CORRECTION				
David M. Boone v. Correction, Div. of Prison Admin. Remedy Procedure	97 DOC 0534	Morrison	06/16/97	
CRIME CONTROL AND PUBLIC SAFETY				
Della Sherrod v. Crime Victims Compensation Commission	96 CPS 0300	Chess	07/18/97	
Stanley D. Carter, Sr. v. Victims Compensation Commission	96 CPS 1887	Chess	01/26/98	
Mary A. Kearney v. CPS, Victims Compensation Commission	96 CPS 2033	Becton	09/26/97	
Mae Allen Murray v. Crime Victims Compensation Commission	96 CPS 2110	Chess	10/31/97	
Beverly McLaughlin v. Crime Victims Compensation Commission	97 CPS 0170	Phipps	08/29/97	
Malcolm W. Fields v. Crime Victims Compensation Commission	97 CPS 0360	Chess	09/12/97	
Rodney P. Hodge v. Crime Victims Compensation Commission	97 CPS 0449	Reilly	07/01/97	
Billy Steen v. Crime Victims Compensation Commission	97 CPS 0472	Morrison	07/23/97	
Clifford R. Pulley v. Crime Victims Compensation Commission	97 CPS 0523	Gray	08/06/97	
Curtis Jermaine Newkirk v. Crime Victims Compensation Commission	97 CPS 0645	Morrison	10/03/97	
Huston Christopher Mason v. Victims Compensation Commission	97 CPS 0691	Becton	12/04/97	
Percival R. Johnson, AKA Reeves Johnson v. Crime Victims Comp. Comm	97 CPS 0779	Gray	02/06/98	
Gregory Bynum v. Crime Victims Compensation Commission	97 CPS 0901	Reilly	10/16/97	
Michaela Dionne Brewington v. Crime Victims Compensation Commission	97 CPS 0992	Mann	12/23/97	
Lisa S. Snead v. Crime Victims Compensation Commission	97 CPS 1025	Reilly	11/10/97	
Robert L. Welty, II v. Crime Victims Compensation Commission	97 CPS 1073	Gray	01/20/98	
Robert T. Blakeney v. Office of Administrative Hearings	97 CPS 1187	Becton	11/07/97	
Connie Cowan v. Crime Victims Compensation Commission	97 CPS 1214	Becton	12/03/97	
Abram J. Smith v. Crime Victims Compensation Commission	97 CPS 1383	Morrison	04/14/98	
Linda Atkinson v. Crime Victims Compensation Commission	97 CPS 1389	Becton	12/31/97	
Barry Lee Whitley v. Crime Victims Compensation Commission	97 CPS 1691	Mann	04/09/98	
Judy N. Scurry for Wendy C. Scurry v. Crime Victims Comp. Comm	98 CPS 0210	Becton	04/20/98	
ECONOMIC AND COMMUNITY DEVELOPMENT				
Leon McNair v. NC Industrial Commission	97 COM 1549	Gray	01/09/98	
ENVIRONMENT AND NATURAL RESOURCES				
Herbert C. Avery v. Environment, Health, and Natural Resources	96 EHR 0161	Chess	09/23/97	
Linda Collie v. Lenoir County Health Department	96 EHR 0264	Becton	07/16/97	
Leroy Anderson v. County of Moore Department of Health	96 EHR 1969	Morrison	07/15/97	12:03 NCR 223
E.H. Garner v. New Hanover Health Department	96 EHR 1972	Gray	08/07/97	
Peter D. McDowell, Sr. v. New Hanover Health Department	96 EHR 2075	Gray	08/07/97	
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Jimmie A. Bryant v. Environment, Health & Natural Resources	97 EHR 0211	Chess	04/16/98	
Riggings Homeowners Assoc, Inc. v. Environment, Health, & Natural Res	97 EHR 0263	Reilly	08/13/97	
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Lee A. Riggs v. Craven County Health Department	97 EHR 0851	Becton	10/02/97	
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Jack R. Whitmore v. Dept. of Environment & Natural Resources	97 EHR 1039	Mann	12/17/97	
Rachel S. Tugwell v. Environment, Health and Natural Resources	97 EHR 1086	Becton	12/03/97	
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Alphasine Cheryl Barfield v EHNR, Div Environmental Health	97 EHR 1221	Morrison	01/28/98	
Mae B Blankenburg v Dare County Health Dept (Issued by - Crawford)	97 EHR 1267	Morrison	04/17/98	
Gilbert T Davis, Jr v Forsyth County Environmental Affairs Dept	97 EHR 1281	Smith	11/10/97	
Selby Franklin Brown v Wayne County Environmental Health	97 EHR 1534	Smith	01/21/98	
Station Break, Marie K Graham v Martin Tyrell Washington, District Health Department	97 EHR 1639	Phipps	03/09/98	
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Henry G Dail, Dail Brothers v EHNR, Environmental Management	96 EHR 2104	Gray	08/27/97	
Land Resources				
James H Lowdermilk & J Wayne Lowdermilk v EHNR, Land Res	96 EHR 0745	Gray	10/30/97	
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Henry Yancey Ingram, II & Hope Fanning Ingram v EHNR, Land Res	96 EHR 0908	Gray	10/30/97	
Thomas Windell Foster, Minnie Foster Tate, Carolyn D Hughes, Joseph & Lorrie Voliva v EHNR, Division of Land Resources	97 EHR 1002*[34]	Mann	02/05/98	
Thomas Windell Foster, Minnie Foster Tate, Carolyn D Hughes, Joseph & Lorrie Voliva v EHNR, Division of Land Resources	97 EHR 1003*[34]	Mann	02/05/98	
Thomas Windell Foster, Minnie Foster Tate, Carolyn D Hughes, Joseph & Lorrie Voliva v EHNR, Division of Land Resources	97 EHR 1043*[34]	Mann	02/05/98	
Thomas Windell Foster, Minnie Foster Tate, Carolyn D Hughes, Joseph & Lorrie Voliva v EHNR, Division of Land Resources	97 EHR 1057*[34]	Mann	02/05/98	
Marine Fisheries				
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John A Trahan v EHNR, Division of Marine Fisheries	97 EHR 0400	Chess	10/30/97	
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Hassell B Lawrence, Sr, Gordon Lawrence, Bobby G Gillikin, Norman W Gillikin, Oliver C Lawrence, Hiram Gillikin, Louis Gray Thomas, Jr, Faye Thomas, Mark Allen Gillikin, Millie Lawrence, June Martin	97 EHR 0927*[30]	Morrison	12/30/97	
Hassell B Lawrence, Sr, Gordon Lawrence, Bobby G Gillikin, Norman W Gillikin, Oliver C Lawrence, Hiram Gillikin, Louis Gray Thomas, Jr, Faye Thomas, Mark Allen Gillikin, Millie Lawrence, June Martin	97 EHR 0928*[30]	Morrison	12/30/97	
Hassell B Lawrence, Sr, Gordon Lawrence, Bobby G Gillikin, Norman W Gillikin, Oliver C Lawrence, Hiram Gillikin, Louis Gray Thomas, Jr., Faye Thomas, Mark Allen Gillikin, Millie Lawrence, June Martin	97 EHR 0929*[30]	Morrison	12/30/97	
Hassell B Lawrence, Sr, Gordon Lawrence, Bobby G Gillikin, Norman W Gillikin, Oliver C Lawrence, Hiram Gillikin, Louis Gray Thomas, Jr., Faye Thomas, Mark Allen Gillikin, Millie Lawrence, June Martin	97 EHR 0935*[30]	Morrison	12/30/97	
Hassell B Lawrence, Sr, Gordon Lawrence, Bobby G Gillikin, Norman W Gillikin, Oliver C Lawrence, Hiram Gillikin, Louis Gray Thomas, Jr, Faye Thomas, Mark Allen Gillikin, Millie Lawrence, June Martin	97 EHR 0936*[30]	Morrison	12/30/97	
Hassell B Lawrence, Sr, Gordon Lawrence, Bobby G Gillikin, Norman W Gillikin, Oliver C Lawrence, Hiram Gillikin, Louis Gray Thomas, Jr., Faye Thomas, Mark Allen Gillikin, Millie Lawrence, June Martin	97 EHR 0961*[30]	Morrison	12/30/97	
Hassell B Lawrence, Sr., Gordon Lawrence, Bobby G Gillikin, Norman W Gillikin, Oliver C Lawrence, Hiram Gillikin, Louis Gray Thomas, Jr, Faye Thomas, Mark Allen Gillikin, Millie Lawrence, June Martin	97 EHR 0962*[30]	Morrison	12/30/97	
Hassell B Lawrence, Sr, Gordon Lawrence, Bobby G Gillikin, Norman W Gillikin, Oliver C Lawrence, Hiram Gillikin, Louis Gray Thomas, Jr, Faye Thomas, Mark Allen Gillikin, Millie Lawrence, June Martin	97 EHR 0979*[30]	Morrison	12/30/97	
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Hassell B Lawrence, Sr, Gordon Lawrence, Bobby G Gillikin, Norman W Gillikin, Oliver C Lawrence, Hiram Gillikin, Louis Gray Thomas, Jr, Faye Thomas, Mark Allen Gillikin, Millie Lawrence, June Martin	97 EHR 1038*[30]	Morrison	12/30/97	
Hassell B Lawrence, Sr, Gordon Lawrence, Bobby G Gillikin, Norman W Gillikin, Oliver C Lawrence, Hiram Gillikin, Louis Gray Thomas, Jr, Faye Thomas, Mark Allen Gillikin, Millie Lawrence, June Martin	97 EHR 1052*[30]	Morrison	12/30/97	
Maternal and Child Health				
Evan's Mini Mart v EHNR, Maternal & Child Health, Nutrition Svcs Sec	97 EHR 0599	Phipps	07/14/97	
Solid Waste Management				
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Castle Hayne Steering Committee v. EHNR, Division of Water Quality and New Hanover County Water and Sewer District	96 EHR 1731	Mann	06/30/97	
RAYCO Utilities, Inc., Briarwood WWTP v. EHNR, Div of Water Quality	97 EHR 0018	Chess	09/12/97	
RAYCO Utilities, Inc., Greystone Forrest WWTP v. EHNR, Water Quality	97 EHR 0412	Smith	10/29/97	
RAYCO Utilities, Inc., Melbille Heights MHP and RAYCO Utilities, Inc., Penman Heights MHP v. EHNR, Water Quality	97 EHR 0643*[22]	Smith	10/29/97	
RAYCO Utilities, Inc., Melbille Heights MHP and RAYCO Utilities, Inc., Penman Heights MHP v. EHNR, Water Quality	97 EHR 0644*[22]	Smith	10/29/97	
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John & Veronica Spearman v. Department of Human Resources	96 DHR 1543	Chess	09/12/97	
New Beginnings Christian Academy v. Department of Human Resources	96 DHR 1925	Reilly	08/22/97	
Cindy G. Geho v. Office of Administrative Hearings, R Marcus Lodge	97 DHR 0286	Chess	07/23/97	
Helen Wyman v. Department of Human Resources	97 DHR 0407	Reilly	08/08/97	
DeRothea G. Williams d/b/a Dee Williams & Company, a proprietorship v. Buncombe County Partnership for Children, Inc., a NC Nonprofit Corp., NC Department of Human Resources [Division of Child Development]; NC Department of Environment, Health, and Natural Resources [Division of Maternal and Child Health]	97 DHR 0424	Morrison	09/22/97	
Lorraine M Monroe v Department of Human Resources	97 DHR 0540	Gray	10/30/97	
Ruby Woodward v Department of Human Resources	97 DHR 0552	Chess	02/02/98	12 17 NCR 1682
Linda Rouse Sharp v. Department of Human Resources	97 DHR 0610	Mann	08/28/97	
William & Deborah Gilbert v. Department of Human Resources	97 DHR 0616	Chess	01/29/98	
Fannie Odessa Dixon v Department of Human Resources	97 DHR 0652*[40]	Reilly	04/13/98	
Ocelee Gibson v. Department of Human Resources	97 DHR 0658	Reilly	07/22/97	
Larry Patton v. Department of Human Resources	97 DHR 0829	Phipps	10/17/97	
Rita Faircloth v Department of Human Resources	97 DHR 0900	Reilly	08/15/97	
Valerie Bullock v Department of Human Resources	97 DHR 1255	Mann	02/04/98	
Valerie Bullock v. Department of Human Resources	97 DHR 1345	Mann	02/18/98	
HILCO v Forsyth County Environmental Affairs Department	97 DHR 1454	Gray	12/19/97	
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Althea L. Boone v Department of Human Resources	97 DHR 1673	Smith	05/01/98	
Division of Child Development				
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Raleigh Child Care, Inc. v. DHR, Div./Child Dev., Child Day Care Comm	97 DHR 0854	Reilly	02/12/98	
New Hanover Cty, Comm Action v DHR, Division of Child Development	97 DHR 0921	Phipps	09/10/97	
Cindy G. Geho v Human Resources, Division of Child Development	97 DHR 0966	Phipps	08/29/97	
Mary Ann Edge v. DHR, Division of Child Development	97 DHR 1067	Phipps	02/23/98	
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Division of Facility Services				
Coreen Carnes v. DHR, Facility Svcs, Health Care Personnel Reg. Sec.	96 DHR 2011	Becton	04/30/98	
Ava McKinney v DHR, Division of Facility Services	96 DHR 2061	Chess	07/08/97	
Mercy Egbuleonu v. DHR, Facility Svcs, Health Care Personnel Reg Sec	97 DHR 0172	Becton	07/16/97	
Marie Emma Wimbush v. DHR, Division of Facility Services	97 DHR 0296	Morrison	02/20/98	
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Maggie J Barnhill v DHR, Facility Svcs, Health Care Pers Reg. Sec	97 DHR 0465	Gray	07/30/97	
Emma Faison v. DHR, Division of Facility Services	97 DHR 0471	Gray	07/15/97	
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Selena Louise Holley v DHR, Facility Svcs, Health Care Persl Reg. Sec.	97 DHR 0524	Phipps	08/28/97	
Shirley Ebron v DHR, Facility Svcs, Health Care Pers Reg. Sec	97 DHR 0528	Gray	10/02/97	
Carolyn Forbes v DHR, Division of Facility Services	97 DHR 0532*[31]	Phipps	12/18/97	
Sally Hutchins v. DHR, Division of Facility Services	97 DHR 0547*[31]	Phipps	12/18/97	
Claudia K Thomerson v. DHR, Facility Svcs, Health Care Pers Reg. Sec	97 DHR 0551	Chess	07/15/97	
Janice Ann McClinton v. DHR, Facility Svcs, Health Care Pers. Reg Sec	97 DHR 0558	Creech	10/17/97	
Michelle R Griffin v. DHR, Facility Svcs, Health Care Pers Reg. Sec	97 DHR 0559	Gray	07/30/97	
Deborah L. McBurnie v. DHR, Facility Svcs, Health Care Pers Reg. Sec	97 DHR 0608	Chess	09/02/97	
Kelly M Poole v. DHR, Facility Svcs, Health Care Pers Reg. Sec.	97 DHR 0629	Chess	09/02/97	
Debbie Williams v DHR, Fac. Svcs., Health Care Pers Reg Sec	97 DHR 0630	Gray	10/01/97	
Therese Victoria Wilson v DHR, Fac Svcs, Health Care Pers Reg. Sec	97 DHR 0632	Phipps	08/25/97	
Notisha Utley v DHR, Fac Svcs, Health Care Pers Reg Sec	97 DHR 0646	Phipps	09/26/97	
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Angela D Johnson v DHR, Facility Svcs, Health Care Pers Reg Sec	97 DHR 0723	Chess	08/06/97	
Mary Ann Allen v DHR, Division of Facility Services	97 DHR 0739	Chess	01/13/98	
Cressie D Mears v DHR, Division of Facility Services	97 DHR 0793	Chess	08/21/97	
Marie Emma Wimbush v DHR, Facility Svcs, Health Care Pers Reg Sec	97 DHR 0797	Phipps	08/25/97	
Maria Faye Baker v DHR, Division of Facility Services	97 DHR 0805	Phipps	01/23/98	
Himmeler Desvarieux v DHR, Fac Svcs, Health Care Pers. Reg Sec	97 DHR 0818	Gray	10/24/97	
Tamara Green v DHR, Fac Svcs, Health Care Pers Reg Sec	97 DHR 0824	Becton	09/29/97	
Lachelle Tonya Braswell v DHR, Division of Facility Services	97 DHR 0826	Morrison	12/17/97	
Toni Washington v DHR, Division of Facility Services	97 DHR 0847	Phipps	12/10/97	
Lynn E Thorpe v DHR, Division of Facility Services	97 DHR 0865	Chess	01/13/98	
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Carolyn Forbes v DHR, Division of Facility Services	97 DHR 0899*[31]	Phipps	12/18/97	
Debra Burleson v DHR, Division of Facility Services	97 DHR 0904	Phipps	12/11/97	
Jean Rossman v DHR, Facility Svcs, Health Care Pers Reg Sec	97 DHR 0908	Smith	09/02/97	
Michelle McMahan v DHR, Division of Facility Services	97 DHR 0915*[28]	Mann	11/13/97	
Brenda Faye Harris v DHR, Facility Svcs, Health Care Pers Reg Sec	97 DHR 0938	Morrison	10/03/97	
Michelle McMahan v DHR, Division of Facility Services	97 DHR 0960*[28]	Mann	11/13/97	
Lorena Barbour v DHR, Facility Svcs, Health Care Pers. Reg Sec	97 DHR 0999	Phipps	09/11/97	
Angela Mae Whited v DHR, Division of Facility Services	97 DHR 1029	Becton	12/10/97	
Francis B Morgan v Dept of Health & Human Svcs , Div of Facility Svcs	97 DHR 1059*[41]	Chess	04/07/98	
Vitina Cockrane v DHR, Facility Svcs, Health Care Pers. Reg Sec	97 DHR 1066	Chess	10/15/97	
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Brenda Harper v DHR, Division of Facility Services	97 DHR 1118	Gray	02/02/98	
Doris J Daniels v DHR, Fac Svcs, Health Care Pers. Reg Sec	97 DHR 1126	Gray	10/27/97	
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Charlotte Williams v DHR, Facility Svcs, Health Care Pers. Reg Sec	97 DHR 1274	Mann	02/05/98	
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Angela Lynn Barbour v DHR, Facility Svcs, Health Care Pers Reg Sec.	97 DHR 1458	Phipps	01/07/98	
Pearlie W Lawson v Dept./Health & Human Svcs., Div./Facility Svcs	98 DHR 0048	Gray	03/10/98	
Janet M Jenkins v Dept/Health & Human Svcs , Div./Facility Svcs	98 DHR 0218	Gray	04/14/98	
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Certificate of Need Section				
Carolina Imaging, Inc/Fayetteville v DHR, Facility Svcs, Cert/Need Sec and Cumberland Cty Hospital System, Inc., d/b/a Cape Fear Valley Med Ctr	96 DHR 1570	Phipps	06/24/97	12.02 NCR 95
Catawba Memorial Hospital v DHR, Facility Svcs, Certificate/Need Sec	97 DHR 0626	Phipps	02/19/98	
Bio-Medical Applications of NC, Inc , d/b/a BMA of Concord d/b/a Metrolina Kidney Center of Concord (Lessee) and Concord Nephrology Associates (Lessor) v DHR, Division of Facility Services, Certificate of Need Section and Dialysis Care of NC, LLC d/b/a Dialysis Care of Rowan County	97 DHR 0790	Morrison	03/27/98	
Lynnhaven VI, LLC, d/b/a Glen Alphine Health and Rehabilitation Center v DHR, Facility Svcs , Certificate of Need Section and Burke Health Investors, L.L.C d/b/a Burke Health Care Center, and Carolina Health Care Center of Burke, L.L.C	97 DHR 0925*[35]	Smith	02/13/98	
Burke Health Investors, L.L.C d/b/a Burke Health Care Center v DHR, Facility Svcs , Certificate of Need Section and Lynnhaven VI, L L.C , d/b/a Glen Alphine Health and Rehabilitation Center, and Carolina Health Care Center of Burke, L L C.	97 DHR 0933*[35]	Smith	02/13/98	
Healthprime, Inc v DHR, Div of Facility Svcs , Certificate of Need Section Liberty Healthcare Services, L L C Johnston Health Care Center, L L C	97 DHR 1079*[42]	Reilly	04/14/98	
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Michael R. Bryant v. Department of Human Resources	96 CRA 1252	Phipps	08/11/97	
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Stanley A. Watson v. Department of Human Resources	96 CRA 1448*[19]	Reilly	08/21/97	
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Justin M. Woazeah, Sr. v. Department of Human Resources	96 CRA 1452*[9]	Chess	07/22/97	
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Hal C. Morgan, Jr. v. Department of Human Resources	96 CRA 1500	Smith	09/05/97	
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Edward Stuteville v. Department of Human Resources	96 CRA 1507*[13]	Mann	08/13/97	
Tony Peterson, Jr. v. Department of Human Resources	96 CRA 1513	Gray	10/02/97	
Lee G. Sanders Jr. v. Department of Human Resources	96 CRA 1515	Reilly	09/11/97	
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Harold Ray Armstrong Jr. v. Department of Human Resources	96 CRA 1762	Gray	02/10/98	
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Paul Harvey Taylor v. Department of Justice, Company Police Program	97 DOJ 0916	Reilly	10/03/97	
Christopher Michael Lynn v. Company Police Program	97 DOJ 1120	Chess	10/22/97	
William G Fisher v. Consumer Protection, Department of Justice	97 DOJ 1300	Mann	01/15/98	
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Kim Brian Phelps v. Alarm Systems Licensing Board	96 DOJ 1785	Gray	08/08/97	
Daniel Joseph Dunne, III v. Alarm Systems Licensing Board	97 DOJ 0868	Phipps	09/12/97	
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Charles Thomas Ohnmacht, Jr v Criml Justice Ed./Training Stds Comm	96 DOJ 0353	Phipps	06/13/97	
Jon Randolph O'Dell v Criml. Justice Ed./Training Stds Comm	96 DOJ 1466	Phipps	09/16/97	
James Haywood Mathews, Jr v Criml. Justice Ed./Training Stds. Comm.	96 DOJ 1957	Reilly	07/31/97	
Teresa D Wright v. Sheriffs' Ed & Training Stds Comm	97 DOJ 0035	Morrison	01/08/98	
Christopher Lee v. Criminal Justice Ed & Training Standards Comm.	97 DOJ 0076	Morrison	06/19/97	
Steven Wayne Olsen v. Criminal Justice Ed & Training Standards Comm	97 DOJ 0077	Phipps	08/21/97	
Edward Delano Hammock v. Criminal Justice Ed. & Training Sds Comm	97 DOJ 0078	Gray	12/19/97	
Garfield Duncan Whitaker v Criminal Justice Ed. & Training Stds Comm	97 DOJ 0121	Phipps	11/04/97	
Joseph Lonnie Wesson v. Criminal Justice Ed & Training Standards Comm	97 DOJ 0136	Reilly	08/26/97	
Frank Arlander Hearne v Criml Justice Ed. & Training Stds Comm	97 DOJ 0137	Reilly	06/10/97	
Audrey McDonald Rodgers v. Sheriffs' Ed & Training Stds Comm.	97 DOJ 0308	Reilly	07/31/97	
Gerald S Wingate v. Sheriffs' Ed & Training Stds. Comm	97 DOJ 0428	Gray	10/09/97	
William Malcolm Mourino v Sheriffs' Ed. & Training Stds Comm	97 DOJ 0430	Phipps	09/16/97	
Joel Scott Byrd v Criml. Justice Ed & Training Stds Comm	97 DOJ 0557*[38]	Chess	03/06/98	
Derrick W Bowens v Sheriffs' Education & Training Standards Comm	97 DOJ 0661	Smith	08/29/97	
Joseph Ray Davis v. Sheriffs' Ed & Training Stds. Comm.	97 DOJ 0747	Gray	10/02/97	
Dana Chambers Queen v. Sheriffs' Ed & Training Stds Comm	97 DOJ 0748	Phipps	03/05/98	
Joel Scott Byrd v. Sheriffs' Education & Training Stds Comm	97 DOJ 0767*[38]	Chess	03/06/98	
William Wayne McDowell v Sheriffs' Education & Training Stds. Comm.	97 DOJ 0817	Morrison	08/22/97	
Richard Allen Price, Jr v Criminal Justice Ed & Training Stds Comm	97 DOJ 0976	Phipps	03/12/98	
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James Earl Everett v Crim Justice Ed & Training Stds Comm	97 DOJ 1218	Gray	01/26/98	
Paul William Turner, Jr v Sheriffs' Ed & Training Stds Comm	97 DOJ 1235	Reilly	04/15/98	
Robert Hoyt Porter v Sheriffs' Education & Training Stds Comm	97 DOJ 1318	Morrison	04/09/98	
Anthony Jerome Jackson v Sheriffs' Ed & Training Stds Comm	97 DOJ 1426	Phipps	01/09/98	
Thomas Albert Stone v Crim Justice Ed & Training Stds Comm	97 DOJ 1547	Becton	04/20/98	
Rodolfo Maldonado v Sheriffs' Education & Training Stds Comm	98 DOJ 0023	Morrison	04/20/98	
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Christopher G Hofmann v Private Protective Services Board	97 DOJ 1194	Gray	03/24/98	
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Karen L. Holgersen v Department of Public Instruction	96 EDC 0808	Smith	05/27/97	
Meridith Kirkpatrick, by her parent, Susan Kirkpatrick and Meridith Kirkpatrick, Individually v Lenoir County Board of Education	96 EDC 0979	Overby	06/02/97	
Brian Allen Hoffman v Department of Public Instruction	96 EDC 1013	Gray	10/24/97	
Alexander & Linda Brody & their son, James Brody v Dare County Public Schools	96 EDC 1095	Creech	08/25/97	12:07 NCR 581
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H Margaret Willetts v Department of Public Instruction	97 EDC 0978	Phipps	10/29/97	
Karen Clark Ceccato v Department of Public Instruction	97 EDC 0989	Smith	09/16/97	
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Michael McKimmey v Department of Correction	96 OSP 0254	Reilly	12/18/97	12 14 NCR 1363
Pamela Robinson v Department of Correction	96 OSP 0403*[32]	West	12/08/97	12 14 NCR 1373
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Ronald C Denton, Sr v Dept of Correction, Western Youth Institution	96 OSP 0773	Chess	03/10/98	
Stephen Dubay v Department of Correction	96 OSP 0896	Gray	01/28/98	
Rodney Jones, Paula Hawkins, James McKoy v Dept of Correction	96 OSP 1051*[17]	Phipps	08/20/97	
Rodney Jones, Paula Hawkins, James McKoy v Dept of Correction	96 OSP 1119*[17]	Phipps	08/20/97	
Rodney Jones, Paula Hawkins, James McKoy v Dept of Correction	96 OSP 1120*[17]	Phipps	08/20/97	
Larry Wayne Pruitt, Jr v Department of Correction	96 OSP 1133	Gray	08/11/97	
Margaret Martin Roberts v Department of Correction	96 OSP 1157	Reilly	01/26/98	12 17 NCR 1677
William Hershel Bradley v Franklin Freeman, Supt Mark Hughes, Grant Spicer, Asst Supt Wade Hatley, et al. Department of Correction	96 OSP 1604	Phipps	06/19/97	
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Donald R. Webb v. Department of Correction	97 OSP 0302	Gray	03/12/98	
William G. Jordan v. Department of Correction	97 OSP 0469	Morrison	10/31/97	12:11 NCR 987
Joe Nathan Graham v. Department of Correction	97 OSP 0539	Smith	01/13/98	
William A. Rich v. Dennis Rowland (Asst. Supt.) Wake Corr. Ctr. DOC	97 OSP 0542	Gray	09/02/97	
Deborah R. Dixon v. Department of Correction	97 OSP 0594	Smith	01/29/98	12:17 NCR 1685
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Ronald M. Johnson v. Emp. Rel. Comm., DOC (Morrison Youth Inst.)	97 OSP 0940	Gray	10/02/97	
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Constance L. Hines v. Personnel Dept. Polk Youth Institute	97 OSP 1225	Mann	02/11/98	
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Andrew Pinto v. Department of Correction	97 OSP 1261	Phipps	02/04/98	
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Reginald W. Lewis v. Piedmont Corr. Institute, Mr. T. Pinion, Cpt. K. Fry, Sgt, Dancy, SCT, B. Crawford	97 OSP 1276	Smith	12/02/97	
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Thomas Woolridge v. Lumberton Correctional Institute	97 OSP 1401	Becton	12/19/97	
Ronald Graham Moore v. Department of Correction	97 OSP 1453	Phipps	03/12/98	
Donald Hargrove v. Department of Correction/Emp. Relations Comm.	98 OSP 0075	Gray	03/06/98	
William G. Fisher v. Don Peach-Hattie Pimpong, Dept. of Correction	98 OSP 0117	Mann	03/06/98	
Angela Meeks v. John Meiners, D.A.R.T. Pasquotank	98 OSP 0188	Gray	03/26/98	
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Sandra T. Shearin v. Employment Security Commission	97 OSP 0293	Phipps	01/07/98	
Mary H. Ranson v. Employment Security Commission	97 OSP 0387	Mann	07/24/97	
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James Fred Swain v. Environment, Health, and Natural Resources	96 OSP 0440	Gray	10/02/97	12:09 NCR 851
James S. Kantor v. Environment, Health, and Natural Resources	96 OSP 0633	Smith	09/30/97	12:09 NCR 854
Dowell Gray v. Department of Environment and Natural Resources and Onslow County Department of Health	97 OSP 0374*[27]	Gray	12/01/97	12:13 NCR 1222
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Health and Human Services				
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Donna Lunsford v Caswell County Public Health Department	97 OSP 0500	Gray	03/13/98	
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Richard G Steeves v Scotland County Board of Health	97 OSP 0622*[23]	Phipps	10/21/97	
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Mary E. Reed v Department of Human Resources (Broughton Hospital)	97 OSP 0907	Smith	02/05/98	
Katrena Denise Estes v Dept of Health and Human Svcs , Murdoch Ctr	97 OSP 1168	Morrison	03/31/98	
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Transportation				
Tommie R Jones, Samuel W Winstead, Timothy C Sturges, Michael J Boone, and Ronnie Batchelor v Dept. of Transportation, Div of Motor Vehicles, Enforcement Section	96 OSP 0781*[26]	Phipps	11/13/97	12 11 NCR 979
Tommie R Jones, Samuel W Winstead, Timothy C Sturges, Michael J Boone, and Ronnie Batchelor v. Dept of Transportation, Div of Motor Vehicles, Enforcement Section	96 OSP 0782*[26]	Phipps	11/13/97	12.11 NCR 979
Tommie R Jones, Samuel W Winstead, Timothy C Sturges, Michael J Boone, and Ronnie Batchelor v Dept. of Transportation, Div of Motor Vehicles, Enforcement Section	96 OSP 0783*[26]	Phipps	11/13/97	12.11 NCR 979
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Helen McIntyre v. UNC-TV University of North Carolina	97 OSP 1148	Gray	10/16/97	
Synthia Shaw v. UNC at Chapel Hill School of Medicine	97 OSP 1171	Morrison	03/11/98	
E. Julius Carter v. UNC-Greensboro	97 OSP 1202	Phipps	11/05/97	
Kevin K. Kaffenberger v. University of North Carolina Chapel Hill	97 OSP 1249	Mann	02/13/98	
Betty M Burnett v. University of North Carolina Hospitals	97 OSP 1272	Phipps	02/26/98	
Cindy Hartzell v. N.C.S.U. Facilities Operations	97 OSP 1299	Phipps	02/13/98	
Edward L. Chatman v. UNC Hospital Marriot	97 OSP 1384	Phipps	01/20/98	
Winifred Bird v. University of NC Hospitals at Chapel Hill	97 OSP 1413	Phipps	01/12/98	
William Gibbs v. University of NC Hospitals at Chapel Hill	97 OSP 1559	Gray	03/06/98	
Sharon McLawhorn v. East Carolina University	97 OSP 1560	Phipps	02/05/98	
Donna M. VanHook v. University of NC Hospitals at Chapel Hill	97 OSP 1581	Gray	04/01/98	
Tianyou Zheng v University of NC at Chapel Hill	97 OSP 1675	Phipps	04/03/98	12:21 NCR 1970
James Mathis, Jr v. University of NC Wilmington	97 OSP 1690	Chess	03/26/98	
Alonzo Andrews, Jr. v. Fayetteville State University	98 OSP 0151	Phipps	03/27/98	
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Richard Albert Jose v State Treasurer Retirement Systems Div	97 DST 0281	Reilly	10/02/97	
Annie Tharrington Harrington v. Trustees Teachers/St. Emp Ret Sys	97 DST 0866	Mann	01/15/98	12:15 NCR 1468
Linda Gail Swaim v. Dept of State Treasurer, Retirement System Div and Lisa Jenkins	97 DST 1373	Smith	03/23/98	12:20 NCR 1865
TRANSPORTATION				
Audrey W Harris v. Transportation, Manson/Wheat Contr., & Wake Elec.	97 DOT 0566	Gray	07/28/96	
Terrance E. McEnally, III v. Division of Motor Vehicles	98 DOT 0445	Morrison	04/16/98	12:21 NCR 1975
UNIVERSITY OF NORTH CAROLINA				
Clinton S. Rogers v. UNC-Chapel Hill	97 UNC 1062	Becton	10/31/97	

The North Carolina Administrative Code (NCAC) has four major subdivisions of rules. Two of these, titles and chapters, are mandatory. The major subdivision of the NCAC is the title. Each major department in the North Carolina executive branch of government has been assigned a title number. Titles are further broken down into chapters which shall be numerical in order. The other two, subchapters and sections are optional subdivisions to be used by agencies when appropriate.

TITLE/MAJOR DIVISIONS OF THE NORTH CAROLINA ADMINISTRATIVE CODE

TITLE	DEPARTMENT	LICENSING BOARDS	CHAPTER
1	Administration	Acupuncture	1
2	Agriculture	Architecture	2
3	Auditor	Athletic Trainer Examiners	3
4	Commerce	Auctioneers	4
5	Correction	Barber Examiners	6
6	Council of State	Certified Public Accountant Examiners	8
7	Cultural Resources	Chiropractic Examiners	10
8	Elections	Employee Assistance Professionals	11
9	Governor	General Contractors	12
10	Health and Human Services	Cosmetic Art Examiners	14
11	Insurance	Dental Examiners	16
12	Justice	Dietetics/Nutrition	17
13	Labor	Electrical Contractors	18
14A	Crime Control & Public Safety	Electrolysis	19
15A	Environment and Natural	Foresters	20
	Resources	Geologists	21
16	Public Education	Hearing Aid Dealers and Fitters	22
17	Revenue	Landscape Architects	26
18	Secretary of State	Landscape Contractors	28
19A	Transportation	Marital and Family Therapy	31
20	Treasurer	Medical Examiners	32
*21	Occupational Licensing Boards	Midwifery Joint Committee	33
22	Administrative Procedures	Mortuary Science	34
23	Community Colleges	Nursing	36
24	Independent Agencies	Nursing Home Administrators	37
25	State Personnel	Occupational Therapists	38
26	Administrative Hearings	Opticians	40
27	NC State Bar	Optometry	42
		Osteopathic Examination & Reg. (Repealed)	44
		Pastoral Counselors, Fee-Based Practicing	45
		Pharmacy	46
		Physical Therapy Examiners	48
		Plumbing, Heating & Fire Sprinkler Contractors	50
		Podiatry Examiners	52
		Professional Counselors	53
		Psychology Board	54
		Professional Engineers & Land Surveyors	56
		Real Estate Appraisal Board	57
		Real Estate Commission	58
		Refrigeration Examiners	60
		Sanitarian Examiners	62
		Social Work Certification	63
		Soil Scientists	69
		Speech & Language Pathologists & Audiologists	64
		Substance Abuse Professionals	68
		Therapeutic Recreation Certification	65
		Veterinary Medical Board	66

Note: Title 21 contains the chapters of the various occupational licensing boards.

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(Updated through May 11, 1998)

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					Action	Date				

This index provides information related to notices, rules and other documents published in the Register. It includes information about rules for which Notice of Rule-Making Proceedings or Notice of Text have been published, rules submitted to the Rules Review Commission and rules codified since the last session of the General Assembly. For assistance contact the Rules Division at 919/733-2678.

Fiscal Note: S = Rule affects the expenditure or distribution of state funds. L = Rule affects the expenditure or distribution of local government funds. SE = Rule has a substantial economic impact of at least $5,000,000 in a 12-month period. * = Rule-making agency has determined that the rule does not impact state or local funds and does not have a substantial economic impact. See G.S. 150B-21.4.

ACUPUNCTURE, LICENSING BOARD

21 NCAC 01 .0101	12:22 NCR 1981									
21 NCAC 01 .0105	12:22 NCR 1981									

ADMINISTRATION

Purchase and Contract Division

1 NCAC 05B .0301	12:17 NCR 1611									
1 NCAC 05B .0302	12:17 NCR 1611									
1 NCAC 05B .0310	12:17 NCR 1611									
1 NCAC 05B .0316	12:17 NCR 1611									
1 NCAC 05B .0401	12:17 NCR 1611									
1 NCAC 05B .0801	12:17 NCR 1611									
1 NCAC 05B .0802	12:17 NCR 1611									
1 NCAC 05B .1301	12:17 NCR 1611									
1 NCAC 05B .1519	12:17 NCR 1611									
1 NCAC 05B .1604	12:17 NCR 1611									
1 NCAC 05B .1906	12:17 NCR 1611									

State Building Commission

1 NCAC 30G .0101	11:04 NCR 194	11:19 NCR 1414	*	Approve	03/20/97			11:26 NCR 2004
1 NCAC 30G .0102	11:04 NCR 194	11:19 NCR 1414	*	Object	03/20/97			
				Approve	05/15/97	*		11:30 NCR 2314
1 NCAC 30G .0103	11:04 NCR 194	11:19 NCR 1414	*	Approve	03/20/97	*		11:26 NCR 2004
1 NCAC 30G .0104	11:04 NCR 194	11:19 NCR 1414	S/L	Object	03/20/97			
				Approve	05/15/97	*		11:30 NCR 2314
1 NCAC 30G .0105	11:04 NCR 194	11:19 NCR 1414	S/L	Approve	03/20/97			11:26 NCR 2004

ADMINISTRATIVE HEARINGS

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Agency/Rule Citation	Rule-making Proceedings	Temporary Rule	Notice of Text	Fiscal Note	RRC Status		Text differs from proposal	Effective by Governor	Approved Rule	Other
					Action	Date				
Civil Rights Division										
26 NCAC 04 .0101		12:12 NCR 1071	12:16 NCR 1508	*	Approve	04/15/98				
26 NCAC 04 .0201		12:12 NCR 1071	12:16 NCR 1508	*	Approve	04/15/98				
26 NCAC 04 .0202		12:12 NCR 1071	12:16 NCR 1508	*	Approve	04/15/98	*			
26 NCAC 04 .0203		12:12 NCR 1071	12:16 NCR 1508	*	Approve	04/15/98				
26 NCAC 04 .0204		12:12 NCR 1071	12:16 NCR 1508	*	Approve	04/15/98				
Hearings Division										
26 NCAC 03 .0122	12:08 NCR 621		12:13 NCR 1172	S	Approve	03/19/98				
Rules Division										
26 NCAC 02C	11:19 NCR 1413									
AGRICULTURE										
2 NCAC 48A .0206	10:24 NCR 3056		11:06 NCR 324	*	Ext. Review	12/19/96				
					Approve	01/16/97	*		11:22 NCR 1717	
2 NCAC 48A .0211	10:24 NCR 3056		11:06 NCR 324	*	Ext. Review	12/19/96				
					Approve	01/16/97	*		11:22 NCR 1717	
2 NCAC 48A .0214	10:24 NCR 3056		11:06 NCR 324	*	Ext. Review	12/19/96				
					Approve	01/16/97			11:22 NCR 1717	
2 NCAC 48D .0103	N/A	N/A	N/A		Approve	12/18/97			12:17 NCR 1620	
2 NCAC 52A .0104	11:27 NCR 2053		12:03 NCR 169	*	Approve	12/18/97	*		12:17 NCR 1620	
2 NCAC 52A .0105	11:27 NCR 2053		12:03 NCR 169	*	Approve	12/18/97			12:17 NCR 1620	
2 NCAC 52A .0106	11:27 NCR 2053		12:03 NCR 169	*	Approve	12/18/97	*		12:17 NCR 1620	
2 NCAC 52A .0107	11:27 NCR 2053		12:03 NCR 169	*	Approve	12/18/97	*		12:17 NCR 1620	
2 NCAC 52A .0108	11:27 NCR 2053		12:03 NCR 169	*	Approve	12/18/97	*		12:17 NCR 1620	
2 NCAC 52A .0109	11:27 NCR 2053		12:03 NCR 169	*	Approve	12/18/97	*		12:17 NCR 1620	
2 NCAC 52B .0212	11:14 NCR 1107		11:22 NCR 1709	*	Approve	05/15/97			11:30 NCR 2314	
2 NCAC 52B .0303	11:14 NCR 1107		11:22 NCR 1709	*	Approve	05/15/97			11:30 NCR 2314	
2 NCAC 52C .0701	11:14 NCR 1107		11:22 NCR 1709	*	Approve	05/15/97			11:30 NCR 2314	
2 NCAC 52D .0101	11:27 NCR 2053		12:03 NCR 169	*	Approve	12/18/97	*		12:17 NCR 1620	
Marketing Authority										
2 NCAC 43F .0103	11:14 NCR 1107		11:22 NCR 1706	*	Object	05/15/97				
					Approve	06/19/97	*		12:03 NCR 213	

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					Action	Date				
2 NCAC 43H .0101	11:14 NCR 1107		11:22 NCR 1706	*	Approve	05/15/97			11:30 NCR 2314	
2 NCAC 43H .0107	11:14 NCR 1107		11:22 NCR 1706	*	Object Approve	05/15/97 06/19/97	*		12:03 NCR 213	
2 NCAC 43L .0202	11:14 NCR 1107		11:22 NCR 1706	*	Approve	05/15/97			11:30 NCR 2314	
2 NCAC 43L .0401	11:14 NCR 1107		11:22 NCR 1706	*	Approve	05/15/97			11:30 NCR 2314	
2 NCAC 43L .0402	11:14 NCR 1107		11:22 NCR 1706	*	Approve	05/15/97			11:30 NCR 2314	
2 NCAC 43L .0403	11:14 NCR 1107		11:22 NCR 1706	*	Approve	05/15/97			11:30 NCR 2314	
2 NCAC 43L .0405	11:14 NCR 1107		11:22 NCR 1706	*	Approve	05/15/97	*		11:30 NCR 2314	
Plant Conservation Board										
2 NCAC 48F .0301	11:07 NCR 407		11:11 NCR 883	*	Approve	03/20/97			11:26 NCR 2004	
2 NCAC 48F .0302	11:07 NCR 407		11:11 NCR 883	*	Approve	03/20/97			11:26 NCR 2004	
2 NCAC 48F .0304	11:07 NCR 407		11:11 NCR 883	*	Approve	03/20/97	*		11:26 NCR 2004	
2 NCAC 48F .0305	11:07 NCR 407		11:11 NCR 883	*	Approve	03/20/97	*		11:26 NCR 2004	
2 NCAC 48F .0306	11:07 NCR 407		11:11 NCR 883	*	Approve	03/20/97	*		11:26 NCR 2004	
Structural Pest Control										
2 NCAC 34 .0102	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98	*			
2 NCAC 34 .0302	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98	*			
2 NCAC 34 .0303	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98	*			
2 NCAC 34 .0306	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98	*			
2 NCAC 34 .0308	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98	*			
2 NCAC 34 .0309	12:09 NCR 743		12:14 NCR 1234	S/L	Approve	04/15/98	*			Addendum 12:15 NCR 1419
2 NCAC 34 .0312	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98				
2 NCAC 34 .0313	12:09 NCR 743		12:14 NCR 1234	S/L	Approve	04/15/98	*			Addendum 12:15 NCR 1419
2 NCAC 34 .0323	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98				
2 NCAC 34 .0325	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98	*			
2 NCAC 34 .0328	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98	*			
2 NCAC 34 .0401	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98	*			
2 NCAC 34 .0402	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98				

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					Action	Date				
2 NCAC 34 .0403	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98	*			
2 NCAC 34 .0404	12:09 NCR 743		12:14 NCR 1234	*	**Object**	**04/15/98**				
2 NCAC 34 .0406	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98				
2 NCAC 34 .0501	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98	*			
2 NCAC 34 .0502	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98	*			
2 NCAC 34 .0503		11:21 NCR 1651	12:06 NCR 455	*						
2 NCAC 34 .0503	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98	*			
2 NCAC 34 .0504	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98	*			
2 NCAC 34 .0505	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98	*			
2 NCAC 34 .0506	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98	*			
2 NCAC 34 .0507	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98	*			
2 NCAC 34 .0508	12:09 NCR 743		12 14 NCR 1234	*	Approve	04/15/98				
2 NCAC 34 .0601	12:09 NCR 743									
2 NCAC 34 .0602		11:21 NCR 1651	12:06 NCR 455	*						
2 NCAC 34 .0602	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98	*			
2 NCAC 34 .0604		11:21 NCR 1651	12:06 NCR 455	*						
2 NCAC 34 .0604	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98	*			
2 NCAC 34 .0605		11:21 NCR 1651	12:06 NCR 455	*						
2 NCAC 34 .0605	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98	*			
2 NCAC 34 .0701	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98	*			
2 NCAC 34 .0702	12:09 NCR 743									
2 NCAC 34 .0703	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98	*			
2 NCAC 34 .0803	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98	*			
2 NCAC 34 .0902	12:09 NCR 743		12.14 NCR 1234	*	Approve	04/15/98	*			
2 NCAC 34 .0904	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98	*			
2 NCAC 34 .1101	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98	*			
ARCHITECTURE, BOARD OF										
21 NCAC 02 .0208	12:04 NCR 244									

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					Action	Date				
21 NCAC 02 .0210	12:04 NCR 244									
21 NCAC 02 .0213	12:04 NCR 244		12:09 NCR 795	*	Approve	03/19/98	*			
21 NCAC 02 .0901	12:04 NCR 244		12:09 NCR 795	S/L/SE	Approve	03/19/98	*			
21 NCAC 02 .0902	12:04 NCR 244		12:09 NCR 795	S/L/SE	Approve	03/19/98	*			
21 NCAC 02 .0903	12:04 NCR 244		12:09 NCR 795	S/L/SE	Approve	03/19/98	*			
21 NCAC 02 .0904	12:04 NCR 244		12:09 NCR 795	S/L/SE	Object	03/19/98				
					Approve	04/15/98	*			
21 NCAC 02 .0905	12:04 NCR 244		12:09 NCR 795	S/L/SE	Approve	03/19/98	*			
21 NCAC 02 .0906	12:04 NCR 244		12:09 NCR 795	S/L/SE	Object	03/19/98				
					Approve	04/15/98	*			
21 NCAC 02 .0907	12:04 NCR 244		12:09 NCR 795	S/L/SE	Approve	03/19/98	*			
21 NCAC 02 .0908	12:04 NCR 244		12:09 NCR 795	S/L/SE	Approve	03/19/98	*			
21 NCAC 02 .0909	12:04 NCR 244		12:09 NCR 795	S/L/SE	Approve	03/19/98	*			
21 NCAC 02 .0910	12:04 NCR 244		12:09 NCR 795	S/L/SE	Approve	03/19/98	*			
ATHLETIC TRAINER EXAMINERS, BOARD OF										
21 NCAC 03 .0101		12:18 NCR 1714	12:22 NCR 2007	S						
21 NCAC 03 .0102		12:18 NCR 1714	12:22 NCR 2007	S						
21 NCAC 03 .0103		12:18 NCR 1714	12:22 NCR 2007	S						
21 NCAC 03 .0201		12:18 NCR 1714	12:22 NCR 2007	S						
21 NCAC 03 .0301		12:18 NCR 1714	12:22 NCR 2007	S						
21 NCAC 03 .0302		12:18 NCR 1714	12:22 NCR 2007	S						
21 NCAC 03 .0303		12:18 NCR 1714	12:22 NCR 2007	S						
21 NCAC 03 .0304		12:18 NCR 1714	12:22 NCR 2007	S						
21 NCAC 03 .0401		12:18 NCR 1714	12:22 NCR 2007	S						
ATHLETIC TRAINER EXAMINERS/MEDICAL BOARD COMMITTEE										
21 NCAC 03 .0501		12:18 NCR 1714	12:22 NCR 2007	*						
AUCTIONEERS LICENSING BOARD										
21 NCAC 04B .0202	11:18 NCR 1368		11:28 NCR 2129	*	Approve	11/20/97	*		12:16 NCR 1521	
CERTIFIED PUBLIC ACCOUNTANT EXAMINERS										

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21 NCAC 08A .0301	12:08 NCR 619		12:13 NCR 1138	*	Approve	04/15/98	*			
21 NCAC 08A .0309	12:08 NCR 619		12:13 NCR 1138	*	Approve	04/15/98	*			
21 NCAC 08F .0103	12:08 NCR 619		12:13 NCR 1138	*	Approve	04/15/98	*			
21 NCAC 08F .0105	12:08 NCR 619		12:13 NCR 1138	*	Approve	04/15/98				
21 NCAC 08F .0302	12:08 NCR 619		12:13 NCR 1138	*	Approve	04/15/98	*			
21 NCAC 08F .0304	12:08 NCR 619		12:13 NCR 1138	*	Agency withdrew filing 03/20/98					
21 NCAC 08F .0401	12:08 NCR 619		12:13 NCR 1138	*	Approve	04/15/98				
21 NCAC 08F .0410	12:08 NCR 619		12:13 NCR 1138	*	Approve	04/15/98				
21 NCAC 08G .0404	12:08 NCR 619		12:13 NCR 1138	*	Approve	04/15/98	*			
21 NCAC 08G .0406	12:08 NCR 619		12:13 NCR 1138	*	Agency withdrew filing 03/20/98					
21 NCAC 08H .0001	12:08 NCR 619		12:13 NCR 1138	*	Approve	04/15/98	*			
21 NCAC 08I .0004	12:08 NCR 619		12:13 NCR 1138	*	Approve	04/15/98				
21 NCAC 08I .0005	12:08 NCR 619		12:13 NCR 1138	*	Approve	04/15/98				
21 NCAC 08J .0001	12:08 NCR 619		12:13 NCR 1138	*	Approve	04/15/98				
21 NCAC 08J .0005	12:08 NCR 619		12:13 NCR 1138	*	Approve	04/15/98	*			
21 NCAC 08J .0006	12:08 NCR 619		12:13 NCR 1138	*	Approve	04/15/98	*			
21 NCAC 08J .0008	12:08 NCR 619		12:13 NCR 1138	*	Approve	04/15/98				
21 NCAC 08J .0010	12:08 NCR 619		12:13 NCR 1138	*	Approve	04/15/98	*			
21 NCAC 08K .0301	12:08 NCR 619		12:13 NCR 1138	*	Approve	04/15/98				
21 NCAC 08M .0101	12:08 NCR 619		12:13 NCR 1138	*	Approve	04/15/98	*			
21 NCAC 08M .0102	12:08 NCR 619		12:13 NCR 1138	*	Approve	04/15/98	*			
21 NCAC 08M .0201	12:08 NCR 619		12:13 NCR 1138	*	Approve	04/15/98	*			
21 NCAC 08M .0204	12:08 NCR 619		12:13 NCR 1138	*	Approve	04/15/98	*			
COMMERCE										
4 NCAC 01E	11:09 NCR 569									
4 NCAC 01F	11:09 NCR 569									
4 NCAC 01H	11:09 NCR 569									
4 NCAC 01I	11:09 NCR 569									

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					Action	Date				
4 NCAC 01J	11:09 NCR 569									
4 NCAC 01K	11:09 NCR 569									
Community Assistance										
4 NCAC 01K .0501	11:09 NCR 569									
4 NCAC 01K .0502	11:09 NCR 569									
4 NCAC 01K .0503	11:09 NCR 569									
4 NCAC 01K .0504	11:09 NCR 569									
4 NCAC 01K .0505	11:09 NCR 569									
4 NCAC 01K .0506	11:09 NCR 569									
4 NCAC 19L .0401	11:09 NCR 569		11:14 NCR 1113	*	Object	11/20/97				
					Approve	12/18/97	*		12:17 NCR 1620	
4 NCAC 19L .0403	11:09 NCR 569		11:14 NCR 1113	*	Approve	11/20/97	*		12:16 NCR 1521	
4 NCAC 19L .0404	11:09 NCR 569		11:14 NCR 1113	*	Object	11/20/97				
					Approve	12/18/97	*		12:17 NCR 1620	
4 NCAC 19L .0407	11:09 NCR 569		11:14 NCR 1113	*	Approve	11/20/97			12:16 NCR 1521	
4 NCAC 19L .0501	11:09 NCR 569		11:14 NCR 1113	*	Approve	11/20/97	*		12:16 NCR 1521	
4 NCAC 19L .0502	11:09 NCR 569		11:14 NCR 1113	*	Approve	11/20/97	*		12:16 NCR 1521	
4 NCAC 19L .0505	11:09 NCR 569		11:14 NCR 1113	*	Object	11/20/97				
					Approve	12/18/97	*		12:17 NCR 1620	
4 NCAC 19L .0706	11:09 NCR 569		11:14 NCR 1113	*	Approve	11/20/97	*		12:16 NCR 1521	
4 NCAC 19L .0707	11:09 NCR 569		11:14 NCR 1113	*	Object	11/20/97				
					Approve	12/18/97	*		12:17 NCR 1620	
4 NCAC 19L .0708	11:09 NCR 569		11:14 NCR 1113	*	Object	11/20/97				
					Approve	12/18/97	*		12:17 NCR 1620	
4 NCAC 19L .0802	11:09 NCR 569		11:14 NCR 1113	*	Approve	11/20/97			12:16 NCR 1521	
4 NCAC 19L .0805	11:09 NCR 569									
4 NCAC 19L .0901	11:09 NCR 569		11:14 NCR 1113	*	Approve	11/20/97	*		12:16 NCR 1521	
4 NCAC 19L .0906	11:09 NCR 569		11:14 NCR 1113	*	Approve	11/20/97	*		12:16 NCR 1521	
4 NCAC 19L .0907	11:09 NCR 569		11:14 NCR 1113	*	Approve	11/20/97			12:16 NCR 1521	
4 NCAC 19L .0911	11:09 NCR 569		11:14 NCR 1113	*	Object	11/20/97				
					Approve	12/18/97	*		12:17 NCR 1620	
4 NCAC 19L .1002	11:09 NCR 569		11:14 NCR 1113	*	Approve	11/20/97	*		12:16 NCR 1521	

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					Action	Date				
4 NCAC 19L .1004	11:09 NCR 569		11:14 NCR 1113	*	Approve	11/20/97	*		12:16 NCR 1521	
4 NCAC 19L .1009	11:09 NCR 569		11:14 NCR 1113	*	Object	11/20/97				
					Approve	12/18/97	*		12:17 NCR 1620	
4 NCAC 19L .1011	11:09 NCR 569		11:14 NCR 1113	*	Object	11/20/97				
					Approve	12/18/97	*		12:17 NCR 1620	
4 NCAC 19L .1301	11:09 NCR 569		11:14 NCR 1113	*	Approve	11/20/97	*		12:16 NCR 1521	
4 NCAC 19L .1302	11:09 NCR 569		11:14 NCR 1113	*	Approve	11/20/97	*		12:16 NCR 1521	
4 NCAC 19L .1303	11:09 NCR 569		11:14 NCR 1113	*	Object	11/20/97				
					Approve	12/18/97	*		12:17 NCR 1620	
4 NCAC 19L .1701	11:09 NCR 569		11:14 NCR 1113	*	Approve	11/20/97	*		12:16 NCR 1521	
4 NCAC 19L .1702	11:09 NCR 569		11:14 NCR 1113	*	Approve	11/20/97	*		12:16 NCR 1521	
4 NCAC 19L .1703	11:09 NCR 569		11:14 NCR 1113	*	Object	11/20/97				
					Approve	12/18/97	*		12:17 NCR 1620	
4 NCAC 19L .1801	11:09 NCR 569		11:14 NCR 1113	*	Approve	11/20/97	*		12:16 NCR 1521	
4 NCAC 19L .1802	11:09 NCR 569		11:14 NCR 1113	*	Approve	11/20/97	*		12:16 NCR 1521	
4 NCAC 19L .1803	11:09 NCR 569		11:14 NCR 1113	*	Approve	11/20/97	*		12:16 NCR 1521	
4 NCAC 19L .1804	11:09 NCR 569		11:14 NCR 1113	*	Object	11/20/97				
					Approve	12/18/97	*		12:17 NCR 1620	
4 NCAC 19L .1805	11:09 NCR 569		11:14 NCR 1113	*	Object	11/20/97				
					Approve	12/18/97	*		12:17 NCR 1620	
4 NCAC 19L .1900	11:09 NCR 569									
Credit Union Division										
4 NCAC 06C .0205	10:18 NCR 2398		11:29 NCR 2182	*	Approve	08/21/97			12:07 NCR 561	
4 NCAC 06C .0407	10:18 NCR 2398		11:29 NCR 2182	*	Object	08/21/97				
					Approve	09/18/97	*		12:10 NCR 878	
4 NCAC 06C .0409	10:18 NCR 2398		11:29 NCR 2182	*	Approve	08/21/97			12:07 NCR 561	
State Ports Authority										
4 NCAC 13A .0101	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13A .0102	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13A .0105	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13A .0202	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13A .0203	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13A .0204	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	

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4 NCAC 13B .0001	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13B .0002	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13B .0003	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13B .0004	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13B .0005	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13C .0001	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13D .0101	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13E .0101	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13E .0102	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13E .0103	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13E .0201	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13E .0202	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13E .0301	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13E .0302	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13E .0401	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13E .0402	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13E .0403	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13E .0404	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13E .0405	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13E .0501	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13E .0502	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13E .0601	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13E .0602	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13E .0603	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13E .0701	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13E .0702	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13E .0801	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13E .0803	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	

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					Action	Date				
4 NCAC 13E .0901	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13F .0902	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13F .0301	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13F .0302	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
COMMUNITY COLLEGES										
23 NCAC 01A .0001	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Object	01/15/98				
					Approve	02/19/98	*		12:22 NCR 2012	
23 NCAC 02C .0108	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98			12:21 NCR 1886	
23 NCAC 02C .0202	11:18 NCR 1369		12:09 NCR 802	*	Approve	01/15/98			12:21 NCR 1886	
23 NCAC 02C .0207	11:18 NCR 1369		12:09 NCR 802	*	Approve	01/15/98			12:21 NCR 1886	
23 NCAC 02C .0305	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98			12:21 NCR 1886	
23 NCAC 02C .0604	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98			12:21 NCR 1886	
23 NCAC 02C .0701	11:18 NCR 1369		12:09 NCR 802	*	Approve	01/15/98			12:21 NCR 1886	
23 NCAC 02D .0103	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98			12:21 NCR 1886	
23 NCAC 02D .0201	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98	*		12:21 NCR 1886	
23 NCAC 02D .0202	11:17 NCR 1336									
23 NCAC 02D .0202	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98	*		12:21 NCR 1886	
23 NCAC 02D .0203	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98	*		12:21 NCR 1886	
23 NCAC 02D .0301	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Object	01/15/98				
					Approve	02/19/98	*		12:22 NCR 2012	
23 NCAC 02D .0323	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98			12:21 NCR 1886	
23 NCAC 02D .0324	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98			12:21 NCR 1886	
23 NCAC 02D .0327	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Object	01/15/98				
					Approve	02/19/98	*		12:22 NCR 2012	
23 NCAC 02E .0101	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98			12:21 NCR 1886	
23 NCAC 02E .0102	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98			12:21 NCR 1886	
23 NCAC 02E .0201	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98			12:21 NCR 1886	
23 NCAC 02E .0203	10:24 NCR 3058		11:09 NCR 585	*	Object	01/16/97				
					Approve	02/20/97	*		11:24 NCR 1832	
23 NCAC 02E .0203	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98			12:21 NCR 1886	
23 NCAC 02E .0204	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98			12:21 NCR 1886	

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23 NCAC 02E .0205	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98	*		12:21 NCR 1886	
23 NCAC 02E .0501	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98			12:21 NCR 1886	
23 NCAC 02E .0604	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98			12:21 NCR 1886	
COSMETIC ART EXAMINERS										
21 NCAC 14A .0101	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98	*			
21 NCAC 14B .0605	12:06 NCR 925		12:11 NCR 925	*	Approve	03/19/98	*			
21 NCAC 14G .0103	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98				
21 NCAC 14G .0107	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98	*			
21 NCAC 14G .0113	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98	*			
21 NCAC 14H .0105	12:06 NCR 453		12:11 NCR 925	*	Object Approve	03/19/98 04/15/98	 *			
21 NCAC 14H .0113	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98				
21 NCAC 14H .0118	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98				
21 NCAC 14H .0119	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98				
21 NCAC 14I .0104	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98				
21 NCAC 14I .0105	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98	*			
21 NCAC 14I .0107	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98				
21 NCAC 14I .0107	12:22 NCR 1981									
21 NCAC 14I .0109	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98	*			
21 NCAC 14I .0401	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98				
21 NCAC 14J .0102	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98				
21 NCAC 14J .0103	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98	*			
21 NCAC 14J .0104	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98				
21 NCAC 14J .0105	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14J .0202	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98	*			
21 NCAC 14J .0204	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98				
21 NCAC 14J .0205	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98				
21 NCAC 14J .0206	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98				
21 NCAC 14J .0207	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98				

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21 NCAC 14J .0303	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98				
21 NCAC 14J .0306	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98				
21 NCAC 14J .0307	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98				
21 NCAC 14J .0401	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98				
21 NCAC 14J .0402	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98				
21 NCAC 14J .0403	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98				
21 NCAC 14J .0404	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98				
21 NCAC 14J .0501	12:06 NCR 453		12:11 NCR 925	*	Object	03/19/98				
					Approve	04/15/98	*			
21 NCAC 14K .0101	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98				
21 NCAC 14K .0103	12:06 NCR 453		12:11 NCR 925	*	Object	03/19/98				
					Approve	04/15/98	*			
21 NCAC 14L .0101	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98	*			
21 NCAC 14L .0105	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14L .0108	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98				
21 NCAC 14L .0214	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98	*			
21 NCAC 14N .0102	12:06 NCR 453		12:11 NCR 925	*	Object	03/19/98				
					Approve	04/15/98	*			
21 NCAC 14N .0103	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14N .0104	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98				
21 NCAC 14N .0105	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98				
21 NCAC 14N .0107	12:06 NCR 453		12:11 NCR 925	*	Object	03/19/98				
					Approve	04/15/98	*			
21 NCAC 14N .0108	12:06 NCR 453		12:11 NCR 925	*	Approve	03/19/98				
21 NCAC 14N .0113	12:06 NCR 453		12:11 NCR 925	*	Object	03/19/98				
					Approve	04/15/98	*			
CRIME CONTROL & PUBLIC SAFETY										
Governor's Crime Commission										
14A NCAC 07 .0313	11:24 NCR 1818		12:01 NCR 6	*						
CULTURAL RESOURCES										
North Carolina Historical Commission										
7 NCAC 04R .0909	12:06 NCR 444	12:13 NCR 1174	12:13 NCR 1174	S	Object	03/19/98				

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					Approve	04/15/98	*			
7 NCAC 04R .0910	12:06 NCR 444	12:13 NCR 1174	12:13 NCR 1174	S	Object	03/19/98				
					Approve	04/15/98	*			
7 NCAC 04R .0911	12:06 NCR 444	12:13 NCR 1174	12:13 NCR 1174	S	Object	03/19/98				
					Approve	04/15/98	*			
7 NCAC 04R .0912	12:06 NCR 444	12:13 NCR 1174	12:13 NCR 1174	S	Object	03/19/98				
					Approve	04/15/98	*			
7 NCAC 04R .0913	12:06 NCR 444	12:13 NCR 1174	12:13 NCR 1174	S	Object	03/19/98				
					Approve	04/15/98				
7 NCAC 04R .0914	12:06 NCR 444	12:13 NCR 1174	12:13 NCR 1174	S	Object	03/19/98				
					Approve	04/15/98	*			
7 NCAC 04R .0915	12:06 NCR 444	12:13 NCR 1174	12:13 NCR 1174	S	Object	03/19/98				
					Approve	04/15/98	*			
USS North Carolina Battleship Commission										
7 NCAC 05 .0203		11:19 NCR 1436								
		Temp Expired								
		12:16 NCR 1511	12:16 NCR 1511	S/L	Approve	04/15/98				
DENTAL EXAMINERS										
21 NCAC 16B .0303	11:20 NCR 1538		11:25 NCR 1915	*	Approve	09/18/97			12:10 NCR 878	
21 NCAC 16I .0001	11:20 NCR 1538		11:25 NCR 1915	*	Object	09/18/97				
					Approve	10/16/97	*		12:11 NCR 947	
21 NCAC 16I .0002	11:20 NCR 1538		11:25 NCR 1915	*	Extended review	09/18/97				
					Approve	11/20/97	*		12:16 NCR 1521	
21 NCAC 16I .0003	11:20 NCR 1538		11:25 NCR 1915	*	Approve	09/18/97			12:10 NCR 878	
21 NCAC 16I .0004	11:20 NCR 1538									
21 NCAC 16I .0005	11:20 NCR 1538									
21 NCAC 16I .0006	11:20 NCR 1538		11:25 NCR 1915	*	Approve	09/18/97			12:10 NCR 878	
21 NCAC 16M .0001	11:20 NCR 1538		11:25 NCR 1915	*	Approve	09/18/97			12:10 NCR 878	
21 NCAC 16M .0003	11:20 NCR 1538		11:25 NCR 1915	*	Object	09/18/97				
					Approve	10/16/97	*		12:11 NCR 947	
21 NCAC 16R .0001	11:20 NCR 1538		11:25 NCR 1915	*	Extended review	09/18/97				
					Approve	11/20/97	*		12:16 NCR 1521	
21 NCAC 16R .0002	11:20 NCR 1538									
21 NCAC 16R .0003	11:20 NCR 1538									
21 NCAC 16R .0004	11:20 NCR 1538		11:25 NCR 1915	*	Approve	09/18/97			12:10 NCR 878	
21 NCAC 16R .0005	11:20 NCR 1538									

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21 NCAC 16V .0101	10:16 NCR 2043		11:20 NCR 1556	*	Approve	03/19/98	*			Notice Subject Matter
21 NCAC 16V .0102	10:16 NCR 2043		11:20 NCR 1556	*	Approve	03/19/98	*			Notice Subject Matter
ELECTRICAL CONTRACTORS, EXAMINERS OF										
21 NCAC 18B	12:22 NCR 1982									
21 NCAC 18B .0107	N/A	N/A	N/A		Approve	03/19/98				
21 NCAC 18B .0209	N/A	N/A	N/A		Approve	04/15/98				
21 NCAC 18B .0404	N/A	N/A	N/A		Approve	04/15/98				
21 NCAC 18B .0802	N/A	N/A	N/A		Approve	04/15/98				
21 NCAC 18B .0904	N/A	N/A	N/A		Approve	03/19/98				
EMPLOYEE ASSISTANCE PROFESSIONALS, BOARD OF										
21 NCAC 11 .0101	12:19 NCR 1764	12:21 NCR 1884		S/L						
21 NCAC 11 .0102	12:19 NCR 1764	12:21 NCR 1884		S/L						
21 NCAC 11 .0103	12:19 NCR 1764	12:21 NCR 1884		S/L						
21 NCAC 11 .0104	12:19 NCR 1764	12:21 NCR 1884		S/L						
21 NCAC 11 .0105	12:19 NCR 1764	12:21 NCR 1884		S/L						
21 NCAC 11 .0106	12:19 NCR 1764	12:21 NCR 1884		S/L						
21 NCAC 11 .0107	12:19 NCR 1764	12:21 NCR 1884		S/L						
21 NCAC 11 .0108	12:19 NCR 1764	12:21 NCR 1884		S/L						
21 NCAC 11 .0109	12:19 NCR 1764	12:21 NCR 1884		S/L						
21 NCAC 11 .0110	12:19 NCR 1764	12:21 NCR 1884		S/L						
21 NCAC 11 .0111	12:19 NCR 1764	12:21 NCR 1884		S/L						
21 NCAC 11 .0112	12:19 NCR 1764	12:21 NCR 1884		S/L						
ENVIRONMENT AND NATURAL RESOURCES										
Notice of Intent to Redevelop a Brownfields Property										12:10 NCR 864
15A Public Notice - Division of Water Quality										12:03 NCR 112
15A Administrative Order on Consent - Division of Waste Management										12:03 NCR 158
15A NCAC 01J .0401	12:08 NCR 614	12:09 NCR 833	12:14 NCR 1266	*	Approve	04/15/98				
15A NCAC 01J .0402	12:08 NCR 614	12:09 NCR 833	12:14 NCR 1266	*	Approve	04/15/98				

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					Action	Date				
15A NCAC 01K	10:19 NCR 2506									
15A NCAC 01M .0101		11:19 NCR 1439	Temp Expired							
15A NCAC 01M .0102		11:19 NCR 1439	Temp Expired							
15A NCAC 01M .0201		11:19 NCR 1439	Temp Expired							
15A NCAC 01M .0202		11:19 NCR 1439	Temp Expired							
15A NCAC 01M .0301		11:19 NCR 1439	Temp Expired							
15A NCAC 01M .0302		11:19 NCR 1439	Temp Expired							
15A NCAC 01M .0303		11:19 NCR 1439	Temp Expired							
15A NCAC 01M .0304		11:19 NCR 1439	Temp Expired							
15A NCAC 01M .0305		11:19 NCR 1439	Temp Expired							
15A NCAC 01M .0306		11:19 NCR 1439	Temp Expired							
15A NCAC 01N .0101	12:08 NCR 614	12:16 NCR 1511								
15A NCAC 01N .0102	12:08 NCR 614	12:16 NCR 1511								
15A NCAC 01N .0103	12:08 NCR 614	12:16 NCR 1511								
15A NCAC 01N .0201	12:08 NCR 614	12:16 NCR 1511								
15A NCAC 01N .0202	12:08 NCR 614	12:16 NCR 1511								
15A NCAC 01N .0203	12:08 NCR 614	12:16 NCR 1511								
15A NCAC 01N .0301	12:08 NCR 614	12:16 NCR 1511								
15A NCAC 01N .0302	12:08 NCR 614	12:16 NCR 1511								
15A NCAC 01N .0303	12:08 NCR 614	12:16 NCR 1511								
15A NCAC 01N .0304	12:08 NCR 614	12:16 NCR 1511								
15A NCAC 01N .0401	12:08 NCR 614	12:16 NCR 1511								
15A NCAC 01N .0402	12:08 NCR 614	12:16 NCR 1511								
15A NCAC 01N .0403	12:08 NCR 614	12:16 NCR 1511								
15A NCAC 01N .0501	12:08 NCR 614	12:16 NCR 1511								
15A NCAC 01N .0502	12:08 NCR 614	12:16 NCR 1511								
15A NCAC 01N .0503	12:08 NCR 614	12:16 NCR 1511								
15A NCAC 01N .0601	12:08 NCR 614	12:16 NCR 1511								

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15A NCAC 01N .0602	12:08 NCR 614	12:16 NCR 1511								
15A NCAC 01N .0603	12:08 NCR 614	12:16 NCR 1511								
15A NCAC 01N .0604	12:08 NCR 614	12:16 NCR 1511								
15A NCAC 01N .0605	12:08 NCR 614	12:16 NCR 1511								
15A NCAC 01N .0606	12:08 NCR 614	12:16 NCR 1511								
15A NCAC 01N .0701	12:08 NCR 614	12:16 NCR 1511								
15A NCAC 01N .0702	12:08 NCR 614	12:16 NCR 1511								
15A NCAC 01N .0703	12:08 NCR 614	12:16 NCR 1511								
15A NCAC 01N .0704	12:08 NCR 614	12:16 NCR 1511								
15A NCAC 01N .0705	12:08 NCR 614	12:16 NCR 1511								
15A NCAC 01N .0801	12:08 NCR 614	12:16 NCR 1511								
15A NCAC 01N .0802	12:08 NCR 614	12:16 NCR 1511								
15A NCAC 01N .0901	12:08 NCR 614	12:16 NCR 1511								
15A NCAC 01N .0902	12:08 NCR 614	12:16 NCR 1511								
15A NCAC 01O .0101	12:16 NCR 1482	12:17 NCR 1617								
15A NCAC 01O .0102	12:16 NCR 1482	12:17 NCR 1617								
15A NCAC 01O .0103	12:16 NCR 1482	12:17 NCR 1617								
15A NCAC 01O .0104	12:16 NCR 1482	12:17 NCR 1617								
15A NCAC 01O .0105	12:16 NCR 1482	12:17 NCR 1617								
15A NCAC 01O .0106	12:16 NCR 1482	12:17 NCR 1617								
15A NCAC 01O .0107	12:16 NCR 1482	12:17 NCR 1617								
15A NCAC 01O .0108	12:16 NCR 1482	12:17 NCR 1617								
15A NCAC 01O .0109	12:16 NCR 1482	12:17 NCR 1617								
15A NCAC 12B .0901		12:03 NCR 209								
15A NCAC 19C .0206		12:15 NCR 1451								
15A NCAC 19G .0102	12:02 NCR 52	12:03 NCR 209	12:14 NCR 1266	S/L	Approve	03/19/98				
Coastal Resources Commission										
15A NCAC 07	11:04 NCR 183									

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					Action	Date				
15A NCAC 07H .0106	11:19 NCR 1408		11:27 NCR 2058	*	State Budget	12/18/97				
					Extend Review	01/15/98				
					Approve	02/19/98	*		12:22 NCR 2012	
15A NCAC 07H .0201	11:22 NCR 1704		11:27 NCR 2058	*	State Budget	12/18/97				
					Extend Review	01/15/98				
					Approve	02/19/98			12:22 NCR 2012	
15A NCAC 07H .0202	11:22 NCR 1704		11:27 NCR 2058	*	State Budget	12/18/97				
					Extend Review	01/15/98				
					Approve	02/19/98			12:22 NCR 2012	
15A NCAC 07H .0203	11:22 NCR 1704		agency withdrew							
15A NCAC 07H .0204	11:22 NCR 1704		11:27 NCR 2058	*	State Budget	12/18/97				
					Extend Budget	01/15/98				
					Approve	02/19/98			12:22 NCR 2012	
15A NCAC 07H .0205	11:22 NCR 1704		11:27 NCR 2058	*	State Budget	12/18/97				
					Extend Review	01/15/98				
					Approve	02/19/98	*		12:22 NCR 2012	
15A NCAC 07H .0206	11:22 NCR 1704		11:27 NCR 2058	*	State Budget	12/18/97				
					Extend Review	01/15/98				
					Approve	02/19/98	*		12:22 NCR 2012	
15A NCAC 07H .0207	11:22 NCR 1704		agency withdrew							
15A NCAC 07H .0208	11:22 NCR 1704		11:27 NCR 2058	*	State Budget	12/18/97				
					Extend Review	01/15/98				
					Approve	02/19/98	*		12:22 NCR 2012	
15A NCAC 07H .0208	11.04 NCR 183		11:11 NCR 907	*	Object	08/21/97				
					Approve	09/18/97	*		12:10 NCR 878	
15A NCAC 07H .0208	11:19 NCR 1408		11:27 NCR 2058	*						
15A NCAC 07H .0208	12:21 NCR 1873									
15A NCAC 07H .0209	12:21 NCR 1873									
15A NCAC 07H .0210	12:02 NCR 52									
15A NCAC 07H .0304	11:15 NCR 1200	11:15 NCR 1226 Temp Expired 12:08 NCR 726	11:27 NCR 2069	S	Approve	10/16/97	*		12:11 NCR 947	
15A NCAC 07H .0305	11:15 NCR 1200	11:15 NCR 1226 Temp Expired 12:08 NCR 726	11:27 NCR 2069	S	Approve	10/16/97			12:11 NCR 947	
15A NCAC 07H .0306	11:04 NCR 183		11:11 NCR 907	*						
15A NCAC 07H .0306	12:19 NCR 1763									
15A NCAC 07H .0308	12:16 NCR 1489									

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					Action	Date				
15A NCAC 07H .0309	11:08 NCR 442		11:12 NCR 981	*	Approve	01/16/97	*		11:22 NCR 1717	
15A NCAC 07H .0310	12:11 NCR 919		12:20 NCR 1828	S						
15A NCAC 07H .1100	12:21 NCR 1873									
15A NCAC 07H .1104	11:04 NCR 183		11:11 NCR 907	*	Object	11/20/97				
					Object	12/18/97				
					Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 07H .1200	12:21 NCR 1873									
15A NCAC 07H .1202	11:04 NCR 183		11:11 NCR 907	*	Approve	08/21/97	*		12:07 NCR 561	
15A NCAC 07H .1204	11:04 NCR 183		11:11 NCR 907	*	Object	08/21/97				
					Approve	09/18/97	*		12:10 NCR 878	
15A NCAC 07H .1205	11:04 NCR 183		11:11 NCR 907	*	Approve	08/21/97	*		12:07 NCR 561	
15A NCAC 07H .1300	12:21 NCR 1873									
15A NCAC 07H .1304	11:04 NCR 183		11:11 NCR 907	*	Object	11/20/97				
					Object	12/18/97				
					Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 07H .1400	12:21 NCR 1873									
15A NCAC 07H .1404	11:04 NCR 183		11:11 NCR 907	*	Object	11/20/97				
					Object	12/18/97				
					Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 07H .1500	12:21 NCR 1873									
15A NCAC 07H .1504	11:04 NCR 183		11:11 NCR 907	*	Object	11/20/97				
					Object	12/18/97				
					Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 07H .1600	12:21 NCR 1873									
15A NCAC 07H .1600	11:15 NCR 1200									
15A NCAC 07H .1601	11:15 NCR 1200		11:27 NCR 2071	*	Approve	04/15/98				
15A NCAC 07H .1604	11:15 NCR 1200		11:27 NCR 2071	*	Approve	04/15/98	*			
15A NCAC 07H .1605	11:15 NCR 1200		11:27 NCR 2071	*	Approve	04/15/98	*			
15A NCAC 07H .1700	12:21 NCR 1873									
15A NCAC 07H .1704	11:04 NCR 183		11:11 NCR 907	*	Object	11/20/97				
					Object	12/18/97				
					Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 07H .1705	12:16 NCR 1489									
15A NCAC 07H .1804	11:04 NCR 183		11:11 NCR 907	*	Object	11/20/97				

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					Action	Date				
					Object	12/18/97				
					Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 07H .1904	11:04 NCR 183		11:11 NCR 907	*	Object	11/20/97				
					Object	12/18/97				
					Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 07H .2004	11:04 NCR 183		11:11 NCR 907	*	Object	11/20/97				
					Object	12/18/97				
					Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 07H .2104	11:04 NCR 183		11:11 NCR 907	*	Object	11/20/97				
					Object	12/18/97				
					Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 07K .0203	11:04 NCR 183		11:11 NCR 907	*	Approve	08/21/97	*		12:07 NCR 561	
15A NCAC 07K .0203	12:21 NCR 1873									
15A NCAC 07K .0208	12:21 NCR 1873									
15A NCAC 07L .0202	12:21 NCR 1874									
15A NCAC 07L .0203	12:21 NCR 1874									
15A NCAC 07L .0206	12:21 NCR 1874									
15A NCAC 07L .0302	12:21 NCR 1874									
15A NCAC 07L .0304	12:21 NCR 1874									
15A NCAC 07L .0401	12:21 NCR 1874									
15A NCAC 07L .0405	12:21 NCR 1874									
15A NCAC 07M .0301	10:16B NCR 1921		11:11 NCR 907	*	Approve	11/20/97	*		12:16 NCR 1521	
15A NCAC 07M .0302	10:16B NCR 1921		11:11 NCR 907	*	Approve	11/20/97			12:16 NCR 1521	
15A NCAC 07M .0303	10:16B NCR 1921		11:11 NCR 907	*	Object	11/20/97				
					Approve	12/18/97	*		12:17 NCR 1620	
15A NCAC 07M .0304	10:16B NCR 1921		11:11 NCR 907	*	Approve	11/20/97			12:16 NCR 1521	
15A NCAC 07M .0305	10:16B NCR 1921		11:11 NCR 907	*	Approve	11/20/97			12:16 NCR 1521	
15A NCAC 07M .0306	10:16B NCR 1921		11:11 NCR 907	*	Approve	11/20/97	*		12:16 NCR 1521	
15A NCAC 07M .0307	10:16B NCR 1921		11:11 NCR 907	*	Approve	11/20/97			12:16 NCR 1521	
15A NCAC 07M .0308	10:16B NCR 1921		11:11 NCR 907	*	Approve	11/20/97			12:16 NCR 1521	
15A NCAC 07M .0309	10:16B NCR 1921		11:11 NCR 907	*	Approve	11/20/97	*		12:16 NCR 1521	
15A NCAC 07M .0401	10:18 NCR 2317		11:11 NCR 931	*	Approve	01/16/97	*			
15A NCAC 07M .0402	10:18 NCR 2317		11:11 NCR 931	*	Approve	01/16/97	*			

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					Action	Date				
15A NCAC 07M .0403	10:18 NCR 2317		11:11 NCR 931	*	Object	01/16/97				
					Approve	02/20/97	*		11:24 NCR 1832	
15A NCAC 07M .1201	11:19 NCR 1408		11:27 NCR 2058	*	State Budget	12/18/97				
					Extend Review	01/15/98				
					Approve	02/19/98	*		12:22 NCR 2012	
15A NCAC 07M .1202	11:19 NCR 1408		11:27 NCR 2058	*	State Budget	12/18/97				
					Extend Review	01/15/98				
					Approve	02/19/98	*		12:22 NCR 2012	
Environmental Management Commission										
NPDES Permits										12:13 NCR 1093
15A NCAC 02	10:24 NCR 3045									
15A NCAC 02	11:04 NCR 183									
15A NCAC 02	11:19 NCR 1408									
15A NCAC 02B .0101	11:24 NCR 1818		11:30 NCR 2303	*						
15A NCAC 02B .0202	11:24 NCR 1818		11:30 NCR 2303	*						
15A NCAC 02B .0202	11:02 NCR 75		12:06 NCR 462	S/L/SE	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 02B .0223	11:02 NCR 75									
15A NCAC 02B .0223	11:03 NCR 109									
15A NCAC 02B .0224	10:18 NCR 2400		11:12 NCR 973	*	Approve	02/19/98	*		12:22 NCR 2012	
15A NCAC 02B .0227	10:18 NCR 2400		11:12 NCR 973	*						
15A NCAC 02B .0230	11:24 NCR 1818		11:30 NCR 2303	*						
15A NCAC 02B .0231	11:02 NCR 75		11:10 NCR 824 11:14 NCR 1136	L/SE						
15A NCAC 02B .0232	11:02 NCR 75		11:10 NCR 824	L	Object	01/15/98				
					Approve	02/19/98	*		12:22 NCR 2012	
			11:14 NCR 1136 12:06 NCR 462	S/L/SE						
15A NCAC 02B .0233	11:02 NCR 75		11:10 NCR 824	L	Object	01/15/98				
					Approve	02/19/98	*		12:22 NCR 2012	
		12:02 NCR 77 12:14 NCR 1348 12:20 NCR 1836	11:14 NCR 1136	L						
			12:06 NCR 462	S/L/SE						
15A NCAC 02B .0234	11:02 NCR 75	12:14 NCR 1348	11:10 NCR 824	*	Object	01/15/98				
					Approve	02/19/98	*		12:22 NCR 2012	

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			11:14 NCR 1136							
			12.06 NCR 462	S/L/SE						
15A NCAC 02B .0235	11:02 NCR 75		11:10 NCR 824	*	Object	01/15/98				
					Approve	02/19/98	*		12:22 NCR 2012	
			11:14 NCR 1136							
			12:06 NCR 462	S/L/SE						
15A NCAC 02B .0236	11:02 NCR 75		11:10 NCR 824	L						
			11:14 NCR 1136							
			12:06 NCR 462	S/L/SE	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 02B .0238	11:02 NCR 75		12:06 NCR 462	S/L/SE	Object	01/15/98				
					Approve	02/19/98	*		12:22 NCR 2012	
15A NCAC 02B .0239	11:02 NCR 75		12:06 NCR 462	S/L/SE	Object	01/15/98				
					Approve	02/19/98	*		12:22 NCR 2012	
15A NCAC 02B .0240	11:02 NCR 75		12:06 NCR 462	S/L/SE	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 02B .0303	10:18 NCR 2400		11.12 NCR 973	*	Approve	02/19/98	*		12:22 NCR 2012	
15A NCAC 02B .0304	11:24 NCR 1818		12:01 NCR 6	*	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 02B .0304	11:26 NCR 1976		12:01 NCR 6	S	Approve	02/19/98	*		12:22 NCR 2012	
	11:26 NCR 1984									
15A NCAC 02B .0305	11:20 NCR 1534		12:05 NCR 414	*	Approve	03/19/98	*			
15A NCAC 02B .0306	11:26 NCR 1976		12:01 NCR 6	*	Approve	01/15/98	*		12:21 NCR 1886	Extend Com.. Period 12:13 NCR 1095
	11:26 NCR 1984									
15A NCAC 02B .0307	11:26 NCR 1976		12:01 NCR 6	*	Approve	01/15/98	*		12:21 NCR 1886	
	11:26 NCR 1984									
15A NCAC 02B .0308	11:20 NCR 1534		11:28 NCR 2121	*	Approve	02/19/98	*		12:22 NCR 2012	
15A NCAC 02B .0308	11:26 NCR 1976		12:01 NCR 6	*	Approve	01/15/98	*		12:21 NCR 1886	Extend Com. Period 12:13 NCR 1095
	11:26 NCR 1984				Approve	03/19/98	*			
15A NCAC 02B .0308	12:12 NCR 993		12:21 NCR 1879	*						
15A NCAC 02B .0308	12:14 NCR 1233		12:19 NCR 1769	*						
15A NCAC 02B .0308	12:16 NCR 1489									
15A NCAC 02B .0309	11:26 NCR 1976		12:01 NCR 6	*	Approve	01/15/98	*		12:21 NCR 1886	
	11:26 NCR 1984									
15A NCAC 02B .0309	12:14 NCR 1233		12:19 NCR 1769	*						
15A NCAC 02B .0311	11:26 NCR 1976		12:01 NCR 6	*	Approve	01/15/98	*		12:21 NCR 1886	
	11:26 NCR 1984									
15A NCAC 02B .0311	12:10 NCR 865		12:20 NCR 1825	*						
15A NCAC 02B .0313	11:24 NCR 1818		12:05 NCR 416	*	Approve	02/19/98	*		12:22 NCR 2012	

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15A NCAC 02B .0313	11.26 NCR 1976 11.26 NCR 1984		12:01 NCR 6	*	Approve	03/19/98	*			Extend Com. Period 12:13 NCR 1095
15A NCAC 02B .0313	12.10 NCR 865		12:20 NCR 1825	*						
15A NCAC 02B .0315	11.24 NCR 1818		12.07 NCR 515	L	Approve	03/19/98	*			
15A NCAC 02B .0316	11:20 NCR 1534									
15A NCAC 02B .0316	11.26 NCR 1976 11 26 NCR 1984		12.01 NCR 6	*	Approve	01/15/98	*		12:21 NCR 1886	Extend Com. Period 12:13 NCR 1095
15A NCAC 02B .0317	11:26 NCR 1976 11:26 NCR 1984		12:01 NCR 6	*	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 02D .0101	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 02D .0101	12.02 NCR 52									
15A NCAC 02D .0101	12:16 NCR 1482									
15A NCAC 02D .0104	11 15 NCR 1200		12.04 NCR 270	*	Approve	01/15/98			12.21 NCR 1886	
15A NCAC 02D .0105	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98			12.21 NCR 1886	
15A NCAC 02D .0105	N/A	N/A	N/A		Approve	04/15/98				
15A NCAC 02D .0108	11.15 NCR 1200									
15A NCAC 02D .0202	11.15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 02D .0302	11.15 NCR 1200		12.04 NCR 270	*	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 02D .0307	11:15 NCR 1200									
15A NCAC 02D .0405	12.16 NCR 1482									
15A NCAC 02D .0409	12.16 NCR 1482									
15A NCAC 02D .0410	12.16 NCR 1482									
15A NCAC 02D .0501	10:18 NCR 2318		12:22 NCR 1983	*						
15A NCAC 02D .0501	11:15 NCR 1200									
15A NCAC 02D .0501	11:04 NCR 183									
15A NCAC 02D .0506	10:18 NCR 2318		12:10 NCR 867	*	Approve	03/19/98	*			
15A NCAC 02D .0507	10:18 NCR 2318		12:10 NCR 867	*	Approve	03/19/98				
15A NCAC 02D .0508	10:18 NCR 2318		12:10 NCR 867	*	Approve	03/19/98				
15A NCAC 02D .0509	10.18 NCR 2318		12:10 NCR 867	*	Approve	03/19/98	*			
15A NCAC 02D .0510	10.18 NCR 2318		12:10 NCR 867	*	Approve	03/19/98	*			

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					Action	Date				
15A NCAC 02D .0511	10:18 NCR 2318		12:10 NCR 867	*	Approve	03/19/98	*			
15A NCAC 02D .0513	10:18 NCR 2318		12:10 NCR 867	*	Approve	03/19/98				
15A NCAC 02D .0514	10:18 NCR 2318		12:10 NCR 867	*	Approve	03/19/98				
15A NCAC 02D .0515	10:18 NCR 2318		12:10 NCR 867	*	Approve	03/19/98				
15A NCAC 02D .0518	11:19 NCR 1408									
15A NCAC 02D .0521	11:15 NCR 1200									
15A NCAC 02D .0521	11:04 NCR 183		12:10 NCR 867	*	Approve	03/19/98				
15A NCAC 02D .0524	11:15 NCR 1200									
15A NCAC 02D .0525	11:15 NCR 1200									
15A NCAC 02D .0531	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 02D .0535	10:18 NCR 2317		11:16 NCR 1271	*	Approve	04/17/97			11:29 NCR 2211	
	10:18 NCR 2317		12:08 NCR 650	*	Approve	04/15/98	*			
15A NCAC 02D .0540	10:18 NCR 2318		12:10 NCR 867	*	Approve	03/19/98	*			
15A NCAC 02D .0601	10:18 NCR 2318		12:22 NCR 1983	*						
15A NCAC 02D .0602	10:18 NCR 2318		12:22 NCR 1983	*						
15A NCAC 02D .0604	10:18 NCR 2318		12:22 NCR 1983	*						
15A NCAC 02D .0605	10:18 NCR 2318		12:22 NCR 1983	*						
15A NCAC 02D .0606	10:18 NCR 2318		12:22 NCR 1983	*						
15A NCAC 02D .0607	10.18 NCR 2318		12:22 NCR 1983	*						
15A NCAC 02D .0608	10:18 NCR 2318		12:22 NCR 1983	*						
15A NCAC 02D .0610	10:18 NCR 2318		12:22 NCR 1983	*						
15A NCAC 02D .0610	11:15 NCR 1200									
15A NCAC 02D .0611	10:18 NCR 2318		12:22 NCR 1983	*						
15A NCAC 02D .0611	11:15 NCR 1200									
15A NCAC 02D .0612	10:18 NCR 2318		12:22 NCR 1983	*						
15A NCAC 02D .0612	11:15 NCR 1200									
15A NCAC 02D .0613	10:18 NCR 2318		12:22 NCR 1983	*						
15A NCAC 02D .0613	11:15 NCR 1200									

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					Action	Date				
15A NCAC 02D .0614	10.18 NCR 2318		12:22 NCR 1983	*						
15A NCAC 02D .0614	11:15 NCR 1200									
15A NCAC 02D .0615	10.18 NCR 2318		12:22 NCR 1983	*						
15A NCAC 02D .0615	11:15 NCR 1200									
15A NCAC 02D .0806	11:26 NCR 1976									
15A NCAC 02D .0902	11:19 NCR 1408									
15A NCAC 02D .0903	10:18 NCR 2318		12:22 NCR 1983	*						
15A NCAC 02D .0903	11:15 NCR 1200									
15A NCAC 02D .0909	11:19 NCR 1408									
15A NCAC 02D .0912	11.15 NCR 1200									
15A NCAC 02D .0914	11:15 NCR 1200		12:10 NCR 867	*	Approve	03/19/98	*			
15A NCAC 02D .0917	11:19 NCR 1408									
15A NCAC 02D .0918	11:19 NCR 1408									
15A NCAC 02D .0919	11:19 NCR 1408									
15A NCAC 02D .0920	11:19 NCR 1408									
15A NCAC 02D .0921	11:19 NCR 1408									
15A NCAC 02D .0922	11:19 NCR 1408									
15A NCAC 02D .0923	11:19 NCR 1408									
15A NCAC 02D .0924	11:19 NCR 1408									
15A NCAC 02D .0927	10:18 NCR 2317		12:08 NCR 650	*	Approve	04/15/98				
15A NCAC 02D .0927	10:24 NCR 3045		12:10 NCR 867	*	Approve	03/19/98	*			
15A NCAC 02D .0934	11.19 NCR 1408									
15A NCAC 02D .0938	12:02 NCR 52		12:10 NCR 867	*	Approve	03/19/98				
15A NCAC 02D .0948	11:19 NCR 1408									
15A NCAC 02D .0949	11:19 NCR 1408									
15A NCAC 02D .0950	11:19 NCR 1408									
15A NCAC 02D .0951	11:19 NCR 1408									
15A NCAC 02D .0952	12:16 NCR 1482									

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					Action	Date				
15A NCAC 02D .0953	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 02D .0953	11:26 NCR 1976		12:10 NCR 867	*	Approve	03/19/98				
15A NCAC 02D .0954	11:15 NCR 1200									
15A NCAC 02D .1005	11:15 NCR 1200		12:04 NCR 270	*	Object	01/15/98				
					Approve	02/19/98	*		12:22 NCR 2012	
15A NCAC 02D .1100	11:08 NCR 442									
15A NCAC 02D .1102	11:08 NCR 442		12:08 NCR 650	SE	Approve	04/15/98				
15A NCAC 02D .1103	11:08 NCR 442		12:08 NCR 650	SE	Approve	04/15/98	*			
15A NCAC 02D .1104	11:08 NCR 442		12:08 NCR 650	SE	Approve	04/15/98	*			
15A NCAC 02D .1104	12:02 NCR 52	12:02 NCR 77								
15A NCAC 02D .1105	10:18 NCR 2318		12:22 NCR 1983	*						
15A NCAC 02D .1105	11:15 NCR 1200									
15A NCAC 02D .1106	11:08 NCR 442		12:08 NCR 650	SE	Approve	04/15/98	*			
15A NCAC 02D .1106	11:26 NCR 1976									
15A NCAC 02D .1107	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 02D .1109	10:18 NCR 2317		12:08 NCR 650	*	Approve	03/19/98				
15A NCAC 02D .1112	10:18 NCR 2317		12:08 NCR 650	*	Approve	03/19/98	*			
15A NCAC 02D .1200	12:16 NCR 1482									
15A NCAC 02D .1201	10:24 NCR 3045		11:16 NCR 1271	L/SE	Approve	04/17/97			11:29 NCR 2211	
15A NCAC 02D .1201	10:18 NCR 2317		12:08 NCR 650	*	Approve	04/15/98				
15A NCAC 02D .1202	10:24 NCR 3045		11:16 NCR 1271	L/SE	Approve	04/17/97			11:29 NCR 2211	
15A NCAC 02D .1203	10:24 NCR 3045		11:16 NCR 1271	L/SE	Approve	04/17/97			11:29 NCR 2211	
15A NCAC 02D .1203	11:15 NCR 1200									
15A NCAC 02D .1204	10.24 NCR 3045		11:16 NCR 1271	L/SE	Approve	04/17/97			11:29 NCR 2211	
15A NCAC 02D .1204	11:04 NCR 183		12:04 NCR 270	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 02D .1204	10:18 NCR 2318		12:22 NCR 1983	*						
15A NCAC 02D .1204	12:16 NCR 1482									
15A NCAC 02D .1205	10:24 NCR 3045		11:16 NCR 1271	L/SE	Approve	04/17/97			11:29 NCR 2211	
15A NCAC 02D .1205	10:18 NCR 2317		12:08 NCR 650	*	Approve	04/15/98				

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					Action	Date				
15A NCAC 02D .1206	10:24 NCR 3045		11:16 NCR 1271	L/SE	Approve	04/17/97			11:29 NCR 2211	
15A NCAC 02D .1206	11:04 NCR 183		12:04 NCR 270	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 02D .1207	10:24 NCR 3045		11:16 NCR 1271	L/SE	Approve	04/17/97			11:29 NCR 2211	
15A NCAC 02D .1208	10:24 NCR 3045		11:16 NCR 1271	L/SE	Approve	04/17/97	*		11:29 NCR 2211	
15A NCAC 02D .1209	10:24 NCR 3045		11:16 NCR 1271	L/SE	Approve	04/17/97	*		11:29 NCR 2211	
15A NCAC 02D .1305	11:04 NCR 183		12:04 NCR 270	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 02D .1404	10:18 NCR 2318		12:22 NCR 1983	*						
15A NCAC 02D .1404	11:15 NCR 1200									
15A NCAC 02D .1500	11:19 NCR 1408									
15A NCAC 02D .1500	12:20 NCR 1817									
15A NCAC 02D .1503	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 02D .1603	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 02D .1701	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 02D .1702	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 02D .1703	11:15 NCR 1200		12:04 NCR 270	L	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 02D .1704	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 02D .1705	11:15 NCR 1200		12:04 NCR 270	L	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 02D .1706	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 02D .1707	11:15 NCR 1200		12:04 NCR 270	L	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 02D .1708	11:15 NCR 1200		12:04 NCR 270	L	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 02D .1709	11:15 NCR 1200		12:04 NCR 270	L	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 02D .1710	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 02D .1700	12:02 NCR 52									
15A NCAC 02D .1902	11:19 NCR 1408		12:04 NCR 270	*	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 02D .1903	11:19 NCR 1408		12:04 NCR 270	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 02D .1903	12:16 NCR 1482									
15A NCAC 02D .1904	12:16 NCR 1482									
15A NCAC 02D .2200	11:26 NCR 1976									

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					Action	Date				
15A NCAC 02H .0225	11:15 NCR 1200	11:15 NCR 1225	11:20 NCR 1550	*						
		11:27 NCR 2073	11:27 NCR 2073	*	Object	07/17/97				
					Approve	08/21/97	*		12:07 NCR 561	
15A NCAC 02H .0226	12:20 NCR 1817									
15A NCAC 02H .0610	10:18 NCR 2317		12:08 NCR 650	*						
15A NCAC 02H .0610	11:08 NCR 442									
15A NCAC 02H .0610	12:02 NCR 52	12:02 NCR 77								
15A NCAC 02H .1202	11:15 NCR 1200									
15A NCAC 02H .1203	11:15 NCR 1200									
15A NCAC 02H .1204	11:15 NCR 1200									
15A NCAC 02H .1205	11:15 NCR 1200									
15A NCAC 02L	11:15 NCR 1200									
	11:15 NCR 1204									
15A NCAC 02L .0106		10:19 NCR 2508	11:21 NCR 1639	*	Approve	12/18/97	*		12:17 NCR 1620	
		12:08 NCR 713								
15A NCAC 02L .0115	11:15 NCR 1200		11:21 NCR 1639	L	Object	12/18/97				
					Approve	02/19/98	*		12:22 NCR 2012	
	11:15 NCR 1204	12:08 NCR 713								
15A NCAC 02L .0202	10:20 NCR 2591									
15A NCAC 02N	11:15 NCR 1200									
15A NCAC 02N	11:15 NCR 1204									
15A NCAC 02N .0701	11:15 NCR 1200	12:08 NCR 713	11:21 NCR 1639	*	Approve	12/18/97	*		12:17 NCR 1620	
15A NCAC 02N .0707	11:15 NCR 1204	12:08 NCR 713	11:21 NCR 1639	*	Object	12/18/97				
					Approve	02/19/98	*		12:22 NCR 2012	
15A NCAC 02P	11:15 NCR 1200									
15A NCAC 02P .0402	11:15 NCR 1204	10:19 NCR 2512	11:21 NCR 1639	*	Approve	12/18/97			12:17 NCR 1620	
		12:08 NCR 713								
15A NCAC 02Q .0101	10:18 NCR 2317		12:08 NCR 650	*	Approve	03/19/98				
					Approve	04/15/98				
15A NCAC 02Q .0102	10:18 NCR 2317		12:08 NCR 650	*	Approve	04/15/98				
15A NCAC 02Q .0102			11:06 NCR 350	*						
15A NCAC 02Q .0102	11:19 NCR 1408									
15A NCAC 02Q .0102	12:02 NCR 52									
15A NCAC 02Q .0102	12:16 NCR 1482									

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15A NCAC 02Q .0103	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 02Q .0103	12:16 NCR 1482									
15A NCAC 02Q .0103	12:20 NCR 1817									
15A NCAC 02Q .0107	12:16 NCR 1482									
15A NCAC 02Q .0108	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 02Q .0201	12:02 NCR 52		12:10 NCR 867	*	Approve	03/19/98				
15A NCAC 02Q .0207	11:19 NCR 1408		12:04 NCR 270	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 02Q .0300	11:26 NCR 1976									
15A NCAC 02Q .0300	12:20 NCR 1817									
15A NCAC 02Q .0301	10:18 NCR 2317		12:08 NCR 650	*	Approve	04/15/98				
15A NCAC 02Q .0302	10:18 NCR 2317		12:08 NCR 650	*	Approve	03/19/98				
15A NCAC 02Q .0306	10:18 NCR 2317		12:08 NCR 650	*	Approve	03/19/98				
15A NCAC 02Q .0307	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 02Q .0312	10:18 NCR 2317		12:08 NCR 650	*	Approve	03/19/98				
15A NCAC 02Q .0312	10:24 NCR 3045		11:16 NCR 1271	*	Approve	04/17/97			11:29 NCR 2211	
15A NCAC 02Q .0313	10:24 NCR 3045		11:16 NCR 1271	*	Approve	04/17/97			11:29 NCR 2211	
15A NCAC 02Q .0400	12:04 NCR 240									
15A NCAC 02Q .0500	12:20 NCR 1817									
15A NCAC 02Q .0501	10:18 NCR 2317		12:08 NCR 650	*	Approve	04/15/98				
15A NCAC 02Q .0521	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 02Q .0525	10:24 NCR 3045		11:16 NCR 1271	*	Approve	04/17/97			11:29 NCR 2211	
15A NCAC 02Q .0527	10:24 NCR 3045		11:16 NCR 1271	*	Approve	04/17/97			11:29 NCR 2211	
15A NCAC 02Q .0528	10:18 NCR 2317		12:08 NCR 650	*	Approve	03/19/98	*			
15A NCAC 02Q .0607	10:24 NCR 3045		11:16 NCR 1271	*	Approve	04/17/97			11:29 NCR 2211	
15A NCAC 02Q .0700	11:08 NCR 442									
15A NCAC 02Q .0701	11:08 NCR 442		12:08 NCR 650	SE	Approve	04/15/98	*			
15A NCAC 02Q .0702	11:08 NCR 442		12:08 NCR 650	SE	Approve	04/15/98	*			
15A NCAC 02Q .0703	11:08 NCR 442		12:08 NCR 650	SE	Approve	04/15/98				

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					Action	Date				
15A NCAC 02Q .0704	11:08 NCR 442		12:08 NCR 650	SE	Approve	04/15/98				
15A NCAC 02Q .0705	11:08 NCR 442		12:08 NCR 650	SE	Approve	04/15/98	*			
15A NCAC 02Q .0706	11:08 NCR 442		12:08 NCR 650	SE	Approve	04/15/98				
15A NCAC 02Q .0707	11:08 NCR 442		12:08 NCR 650	SE	Approve	04/15/98	*			
15A NCAC 02Q .0708	11:08 NCR 442		12:08 NCR 650	SE	Approve	04/15/98	*			
15A NCAC 02Q .0709	11:08 NCR 442		12:08 NCR 650	SE	Approve	04/15/98	*			
15A NCAC 02Q .0710	11:08 NCR 442		12:08 NCR 650	SE	Approve	04/15/98				
15A NCAC 02Q .0711	11:08 NCR 442		12:08 NCR 650	SE	Approve	04/15/98				
15A NCAC 02Q .0712	11:08 NCR 442		12:08 NCR 650	SE	Approve	04/15/98				
15A NCAC 02Q .0713	11:08 NCR 442		12:08 NCR 650	SE	Approve	04/15/98				
15A NCAC 02Q .0801	12:02 NCR 52									
15A NCAC 02Q .0803	12:02 NCR 52									
15A NCAC 02Q .0805	10:18 NCR 2317		12:04 NCR 270	S	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 02Q .0806	10:24 NCR 3045		12:04 NCR 270	S	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 02Q .0807	10:24 NCR 3045		12:04 NCR 270	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 02Q .0808	12:16 NCR 1482									
15A NCAC 02R .0101	12:02 NCR 52		12:14 NCR 1267	*	Approve	04/15/98	*			
15A NCAC 02R .0102	12:02 NCR 52		12:14 NCR 1267	*	Approve	04/15/98	*			
15A NCAC 02R .0201	12:02 NCR 52		12:14 NCR 1267	*	Approve	04/15/98	*			
15A NCAC 02R .0202	12:02 NCR 52		12:14 NCR 1267	S	Approve	04/15/98	*			
15A NCAC 02R .0203	12:02 NCR 52		12:14 NCR 1267	S	Approve	04/15/98	*			
15A NCAC 02R .0204	12:02 NCR 52		12:14 NCR 1267	S						
15A NCAC 02R .0205	12:02 NCR 52		12:14 NCR 1267	S						
15A NCAC 02R .0301	12:02 NCR 52		12:14 NCR 1267	*	Approve	04/15/98	*			
15A NCAC 02R .0302	12:02 NCR 52		12:14 NCR 1267	S	Approve	04/15/98	*			
15A NCAC 02R .0401	12:02 NCR 52		12:14 NCR 1267	S	Approve	04/15/98	*			
15A NCAC 02R .0402	12:02 NCR 52		12:14 NCR 1267	S	Approve	04/15/98	*			
15A NCAC 02R .0403	12:02 NCR 52		12:14 NCR 1267	S	Approve	04/15/98	*			

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					Action	Date				
15A NCAC 02R .0501	12:02 NCR 52		12:14 NCR 1267	S	Approve	04/15/98	*			
15A NCAC 02R .0501		11.27 NCR 2075	12:08 NCR 650	S	Approve	02/19/98	*		12:22 NCR 2012	
			12.14 NCR 1267	*	Approve	04/15/98	*			
15A NCAC 02R .0502		11.27 NCR 2075	12:08 NCR 650	*	Approve	02/19/98	*		12.22 NCR 2012	
			12:14 NCR 1267	*	Approve	04/15/98	*			
15A NCAC 02R .0503		11:27 NCR 2075	12:08 NCR 650	*	Approve	03/19/98	*			
			12:14 NCR 1267	*	Approve	04/15/98	*			
15A NCAC 02R .0504		11.27 NCR 2075	12:08 NCR 650	*	Approve	02/19/98	*		12 22 NCR 2012	
			12:14 NCR 1267	*	Approve	04/15/98	*			
15A NCAC 02R .0600	12:02 NCR 52									
Health Services, Commission for										
15A NCAC 13A .0100	12:02 NCR 52									
15A NCAC 13A .0101	11:16 NCR 1269		11:20 NCR 1552	*	Approve	04/17/97			11:29 NCR 2211	
15A NCAC 13A .0101	N/A		N/A		Approve	07/17/97			12:04 NCR 317	
15A NCAC 13A .0105	11.16 NCR 1269		11:20 NCR 1552	*	Approve	04/17/97			11:29 NCR 2211	
15A NCAC 13A .0107	11:16 NCR 1269		11:20 NCR 1552	*	Approve	04/17/97			11:29 NCR 2211	
15A NCAC 13A .0109	12:07 NCR 509		12:22 NCR 2000	*						
15A NCAC 13A .0110	12:07 NCR 509		12:22 NCR 2000	*						
15A NCAC 13A .0111	11:16 NCR 1269		11:20 NCR 1552	*	Approve	04/17/97			11:29 NCR 2211	
15A NCAC 13A .0111	12:07 NCR 509		12:22 NCR 2000	*						
15A NCAC 13A .0112	11:16 NCR 1269		11:20 NCR 1552	*	Approve	04/17/97			11:29 NCR 2211	
15A NCAC 13A .0119	11.16 NCR 1269		11:20 NCR 1552	*	Approve	04/17/97			11:29 NCR 2211	
15A NCAC 13B .1301		12.12 NCR 1064								
15A NCAC 13B .1624	11:19 NCR 1764									
15A NCAC 13B .1627	11:08 NCR 442		11:13 NCR 1055	*						
15A NCAC 13B .1800	11:08 NCR 442									
15A NCAC 13B .1800	11:26 NCR 1976									
15A NCAC 16A .0101	12:22 NCR 1979									
15A NCAC 16A .0106	12:22 NCR 1979									
15A NCAC 16A .0108	12:22 NCR 1979									
15A NCAC 18A	11:04 NCR 183									

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					Action	Date				
15A NCAC 18A .0134	11:08 NCR 442		11:12 NCR 987	*	Object	12/19/96				
					Approve	01/16/97	*		11:22 NCR 1717	
15A NCAC 18A .0168	11:08 NCR 442		11:12 NCR 987	*	Object	12/19/96				
					Approve	01/16/97	*		11:22 NCR 1717	
15A NCAC 18A .0176	11:08 NCR 442		11:12 NCR 987	*	Object	12/19/96				
					Approve	01/16/97			11:22 NCR 1717	
15A NCAC 18A .0182	11:08 NCR 442		11:12 NCR 987	*	Object	12/19/96				
					Approve	01/16/97	*		11:22 NCR 1717	
15A NCAC 18A .0183	11:08 NCR 442		11:12 NCR 987	*	Object	12/19/96				
					Approve	01/16/97	*		11:22 NCR 1717	
15A NCAC 18A .0185	11:08 NCR 442		11:12 NCR 987	*	Object	12/19/96				
					Approve	01/16/97			11:22 NCR 1717	
15A NCAC 18A .0187	11:08 NCR 442		11:12 NCR 987	*	Object	12/19/96				
					Approve	01/16/97	*		11:22 NCR 1717	
15A NCAC 18A .0301	11:08 NCR 442		11:12 NCR 987	*	Object	12/19/96				
					Approve	01/16/97	*		11:22 NCR 1717	
15A NCAC 18A .0421	11:08 NCR 442		11:12 NCR 987	*	Object	12/19/96				
					Approve	01/16/97	*		11:22 NCR 1717	
15A NCAC 18A .0425		12:14 NCR 1352								
15A NCAC 18A .0432		12:14 NCR 1352								
15A NCAC 18A .0614	11:08 NCR 442		11:12 NCR 987	*	Object	12/19/96				
					Approve	01/16/97			11:22 NCR 1717	
15A NCAC 18A .0618	11:08 NCR 442		11:12 NCR 987	*	Object	12/19/96				
					Approve	01/16/97			11:22 NCR 1717	
15A NCAC 18A .0621	11:08 NCR 442		11:12 NCR 987	*	Object	12/19/96				
					Approve	01/16/97			11:22 NCR 1717	
15A NCAC 18A .0901	11:08 NCR 442		11:12 NCR 987	*	Object	12/19/96				
					Approve	01/16/97	*		11:22 NCR 1717	
15A NCAC 18A .1301	11:08 NCR 442		11:12 NCR 987	*	Object	12/19/96				
					Approve	01/16/97	*		11:22 NCR 1717	
15A NCAC 18A .1319	11:08 NCR 442		11:12 NCR 987	*	Object	12/19/96				
					Approve	01/16/97			11:22 NCR 1717	
15A NCAC 18A .1601		12:21 NCR 1882								
15A NCAC 18A .1611		12:21 NCR 1882								
15A NCAC 18A .1720	12:16 NCR 1482	12:18 NCR 1713 12:21 NCR 1882								
15A NCAC 18A .1937	11:19 NCR 1408	11:20 NCR 1561	12:02 NCR 61	*	Approve	10/16/97	*		12:11 NCR 947	
15A NCAC 18A .1938	11:19 NCR 1408	11:20 NCR 1561	12:02 NCR 61	*	Object	10/16/97				
					Approve	11/20/97	*		12:16 NCR 1521	

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					Action	Date				
15A NCAC 18A .1958	11:19 NCR 1408	11:20 NCR 1561	12:02 NCR 61	*	Object	10/16/97				
					Approve	11/20/97	*		12:16 NCR 1521	
15A NCAC 18A .1961	11:19 NCR 1408	11:20 NCR 1561	12:02 NCR 61	*	Approve	10/16/97	*		12:11 NCR 947	
15A NCAC 18A .2301	12:03 NCR 168		12:07 NCR 519	*	Ext. Review	12/18/97				
					Object	01/15/98				
					Approve	02/19/98	*		12:22 NCR 2012	
15A NCAC 18A .2302	12:03 NCR 168		12:07 NCR 519	*	Ext. Review	12/18/97				
					Object	01/15/98				
					Approve	02/19/98	*		12:22 NCR 2012	
15A NCAC 18A .2303	12:03 NCR 168		12:07 NCR 519	*	Ext. Review	12/18/97				
					Object	01/15/98				
					Approve	02/19/98	*		12:22 NCR 2012	
15A NCAC 18A .2304	12:03 NCR 168		12:07 NCR 519	*	Ext. Review	12/18/97				
					Object	01/15/98				
					Approve	02/19/98	*		12:22 NCR 2012	
15A NCAC 18A .2305	12:03 NCR 168		12:07 NCR 519	*	Ext. Review	12/18/97				
					Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 18A .2306	12:03 NCR 168		12:07 NCR 519	*	Ext. Review	12/18/97				
					Object	01/15/98				
					Approve	02/19/98	*		12:22 NCR 2012	
15A NCAC 18A .2307	12:03 NCR 168		12:07 NCR 519	*	Ext. Review	12/18/97				
					Approve	01/15/98			12:21 NCR 1886	
15A NCAC 18A .2308	12:03 NCR 168		12:07 NCR 519	*	Ext. Review	12/18/97				
					Object	**01/15/98**				
15A NCAC 18A .2309	12:03 NCR 168		12:07 NCR 519	*	Ext. Review	12/18/97				
					Object	**01/15/98**				
15A NCAC 18A .2310	12:03 NCR 168		12:07 NCR 519	*	Ext. Review	12/18/97				
					Approve	01/15/98			12:21 NCR 1886	
15A NCAC 18A .2508	12:08 NCR 614									
15A NCAC 18A .2513	12:08 NCR 614									
15A NCAC 18A .2515	12:08 NCR 614									
15A NCAC 18A .2517	12:08 NCR 614									
15A NCAC 18A .2518	12:08 NCR 614									
15A NCAC 18A .2522	12:08 NCR 614									
15A NCAC 18A .2526	12:08 NCR 614									
15A NCAC 18A .2528	12:08 NCR 614									
15A NCAC 18A .2530	12:08 NCR 614									

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					Action	Date				
15A NCAC 18A .2531	12:08 NCR 614									
15A NCAC 18A .2532	12:08 NCR 614									
15A NCAC 18A .2535	12:08 NCR 614									
15A NCAC 18A .2537	12:08 NCR 614									
15A NCAC 18A .2539	12:08 NCR 614									
15A NCAC 18A .2543	12:08 NCR 614									
15A NCAC 18A .2600	12:04 NCR 240									
15A NCAC 18A .2601	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 18A .2602	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 18A .2603	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 18A .2604	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 18A .2605	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 18A .2606	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 18A .2607	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 18A .2608	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 18A .2609	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 18A .2610	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 18A .2612	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 18A .2612		12:14 NCR 1352								
15A NCAC 18A .2613	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 18A .2614	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 18A .2615	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 18A .2616	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 18A .2617	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 18A .2618	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 18A .2620	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 18A .2621	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 18A .2622	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98			12:21 NCR 1886	

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					Action	Date				
15A NCAC 18A .2623	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 18A .2624	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 18A .2626	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 18A .2627	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 18A .2628	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 18A .2630	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 18A .2632	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 18A .2633	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 18A .2638	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 18A .2643	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 18A .2801	12:16 NCR 1482	12:19 NCR 1782								
15A NCAC 18A .2802	12:16 NCR 1482	12:19 NCR 1782								
15A NCAC 18A .2803	12:16 NCR 1482	12:19 NCR 1782								
15A NCAC 18A .2804	12:16 NCR 1482	12:19 NCR 1782								
15A NCAC 18A .2805	12:16 NCR 1482									
15A NCAC 18A .2806	12:16 NCR 1482									
15A NCAC 18A .2807	12:16 NCR 1482									
15A NCAC 18A .2808	12:16 NCR 1482									
15A NCAC 18A .2809	12:16 NCR 1482									
15A NCAC 18A .2810	12:16 NCR 1482	12:19 NCR 1782								
15A NCAC 18A .2811	12:16 NCR 1482									
15A NCAC 18A .2812	12:16 NCR 1482	12:19 NCR 1782								
15A NCAC 18A .2813	12:16 NCR 1482	12:19 NCR 1782								
15A NCAC 18A .2814	12:16 NCR 1482									
15A NCAC 18A .2815	12:16 NCR 1482	12:19 NCR 1782								
15A NCAC 18A .2816	12:16 NCR 1482									
15A NCAC 18A .2817	12:16 NCR 1482									
15A NCAC 18A .2818	12:16 NCR 1482									

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15A NCAC 18A .2819	12:16 NCR 1482	12:19 NCR 1782								
15A NCAC 18A .2820	12:16 NCR 1482									
15A NCAC 18A .2821	12:16 NCR 1482									
15A NCAC 18A .2822	12:16 NCR 1482	12:19 NCR 1782								
15A NCAC 18A .2823	12:16 NCR 1482	12:19 NCR 1782								
15A NCAC 18A .2824	12:16 NCR 1482									
15A NCAC 18A .2825	12:16 NCR 1482									
15A NCAC 18A .2826	12:16 NCR 1482									
15A NCAC 18A .2827	12:16 NCR 1482	12:19 NCR 1782								
15A NCAC 18A .2828	12:16 NCR 1482									
15A NCAC 18A .2829	12:16 NCR 1482									
15A NCAC 18A .2830	12:16 NCR 1482	12:19 NCR 1782								
15A NCAC 18A .2831	12:16 NCR 1482	12:19 NCR 1782								
15A NCAC 18A .2832	12:16 NCR 1482									
15A NCAC 18A .2833	12:16 NCR 1482	12:19 NCR 1782								
15A NCAC 18A .2834	12:16 NCR 1482	12:19 NCR 1782								
15A NCAC 18A .2835	12:16 NCR 1482									
15A NCAC 18A .2836	12:16 NCR 1482									
15A NCAC 18A .3101	12:11 NCR 920	12:12 NCR 1064	12:20 NCR 1829	S						
15A NCAC 18A .3102	12:11 NCR 920	12:12 NCR 1064	12:20 NCR 1829	S						
15A NCAC 18A .3103	12:11 NCR 920	12:12 NCR 1064	12:20 NCR 1829	S						
15A NCAC 18A .3104	12:11 NCR 920	12:12 NCR 1064	12:20 NCR 1829	S						
15A NCAC 18A .3105	12:11 NCR 920	12:12 NCR 1064	12:20 NCR 1829	S						
15A NCAC 18A .3106	12:11 NCR 920	12:12 NCR 1064	12:20 NCR 1829	S						
15A NCAC 18A .3107	12:11 NCR 920	12:12 NCR 1064	12:20 NCR 1829	S						
15A NCAC 18A .3108	12:11 NCR 920	12:12 NCR 1064	12:20 NCR 1829	S						
15A NCAC 18A .3109	12:11 NCR 920	12:12 NCR 1064	12:20 NCR 1829	S						
15A NCAC 18A .3110	12:11 NCR 920	12:12 NCR 1064	12:20 NCR 1829	S						

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15A NCAC 18A .3111	12:11 NCR 920	12.12 NCR 1064	12:20 NCR 1829	S						
15A NCAC 19A .0101	11:26 NCR 1976		12.02 NCR 61	S/L	Approve	10/16/97	*		12:11 NCR 947	
15A NCAC 19A .0101	12:02 NCR 52	12:02 NCR 88								
15A NCAC 19A .0102	11:26 NCR 1976		12.02 NCR 61	S/L	Approve	10/16/97	*		12:11 NCR 947	
15A NCAC 19A .0201	11:26 NCR 1976		12:02 NCR 61	*	Approve	10/16/97	*		12:11 NCR 947	
15A NCAC 19A .0203	11:21 NCR 1638		12:02 NCR 61	*	Approve	10/16/97	*		12.11 NCR 947	
15A NCAC 19A .0205	11:26 NCR 1976		12.02 NCR 61	*	Approve	10/16/97	*		12:11 NCR 947	
15A NCAC 19C .0801	12:10 NCR 866	12:01 NCR 31	12:14 NCR 1272	S	Approve	03/19/98	*			
15A NCAC 19C .0802	12:10 NCR 866	12.01 NCR 31	12:14 NCR 1272	S	Approve	03/19/98	*			
15A NCAC 19C .0803	12:10 NCR 866	12.01 NCR 31	12:14 NCR 1272	S	Approve	03/19/98	*			
15A NCAC 19C .0804	12:10 NCR 866		12:14 NCR 1272	S	Approve	03/19/98	*			
15A NCAC 19C .0805	12:10 NCR 866		12:14 NCR 1272	S	Approve	03/19/98	*			
15A NCAC 19C .0806	12:10 NCR 866		12:14 NCR 1272	S	Approve	03/19/98	*			
15A NCAC 19C .0807	12:10 NCR 866		12:14 NCR 1272	S	Approve	03/19/98				
15A NCAC 19C .0808	12:10 NCR 866		12:14 NCR 1272	S	Approve	03/19/98	*			
15A NCAC 19C .0809	12:10 NCR 866		12.14 NCR 1272	S	Approve	03/19/98	*			
15A NCAC 2HH .0110	12:20 NCR 1822									
15A NCAC 2HH .0111	12:20 NCR 1822									
15A NCAC 2HH .0113	12:20 NCR 1822									
15A NCAC 2H .0101		11:07 NCR 422	11:20 NCR 1552	*	Approve	04/17/97	*		11:29 NCR 2211	
15A NCAC 2J .0101		11:07 NCR 422	11:20 NCR 1552	*	Approve	04/17/97	*		11:29 NCR 2211	
15A NCAC 24A .0101	12:22 NCR 1979									
15A NCAC 24A .0102	12:22 NCR 1979									
15A NCAC 24A .0202		11:24 NCR 1827	12:02 NCR 61	S	Approve	10/16/97			12.11 NCR 947	
15A NCAC 24A .0202		12:01 NCR 31	12:07 NCR 519	S	Approve	12/18/97			12.17 NCR 1620	
15A NCAC 24A .0302	12:22 NCR 1979									
15A NCAC 24A .0403	12:22 NCR 1979									
15A NCAC 26C .0001	11.19 NCR 1408									

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					Action	Date				
15A NCAC 26C .0002	11:19 NCR 1408									
15A NCAC 26C .0003	11:19 NCR 1408									
15A NCAC 26C .0004	11:19 NCR 1408									
15A NCAC 26C .0005	11:19 NCR 1408									
15A NCAC 26C .0006	11:19 NCR 1408									
15A NCAC 26C .0007	11:19 NCR 1408									
Land Resources/Land Quality										
15A NCAC 04B .0006	12:20 NCAC 1817									
15A NCAC 04B .0007	12:20 NCAC 1817									
15A NCAC 04B .0027	12:20 NCAC 1817									
Marine Fisheries Commission										
15A NCAC 03	11:11 NCR 881									
15A NCAC 03	11:20 NCR 1537									
15A NCAC 03	11:26 NCR 1985									
15A NCAC 03I .0101	11:26 NCR 1976		12:05 NCR 418	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 03I .0117	11:26 NCR 1976	11:26 NCR 2000	12:05 NCR 418	*	Object	01/15/98				
					Approve	03/19/98	*			
15A NCAC 03J .0103	11:26 NCR 1976		12:05 NCR 418	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 03J .0104	11:26 NCR 1976		12:05 NCR 418	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 03J .0202	11:07 NCR 407		11:11 NCR 888	*						
15A NCAC 03J .0202	11:26 NCR 1976	12:12 NCR 1063	12:05 NCR 418	*	Approve	04/15/98	*			
			12:12 NCR 1002	*	Approve	04/15/98	*			
15A NCAC 03J .0208	11:26 NCR 1976		12:05 NCR 418	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 03J .0301	11:26 NCR 1976		12:05 NCR 418	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 03L .0102	11:07 NCR 407		11:11 NCR 888	*						
15A NCAC 03M .0204		11:14 NCR 1153	11:18 NCR 1371	*	Approve	04/17/97			11:29 NCR 2211	
15A NCAC 03M .0503		11:18 NCR 1383	11:26 NCR 1988	*	Approve	08/21/97			12:07 NCR 561	
15A NCAC 03M .0503	11:20 NCR 1537	12:05 NCR 431	12:05 NCR 418	*	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 03M .0503	12:19 NCR 1762									
15A NCAC 03M .0506		11:18 NCR 1383	11:26 NCR 1988	*	Approve	08/21/97	*		12:07 NCR 561	

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15A NCAC 03M .0506	11:26 NCR 1976		12:05 NCR 418	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 03M .0507		11:11 NCR 938 Temp Expired	11:26 NCR 1988	*	Approve	08/21/97			12:07 NCR 561	
15A NCAC 03M .0513	11:26 NCR 1976		12:05 NCR 418	*						
15A NCAC 03M .0513	11:26 NCR 1985		12:12 NCR 1002	*	Approve	04/15/98				
15A NCAC 03M .0514		11:18 NCR 1383	11:26 NCR 1088	*	Approve	08/21/97			12:07 NCR 561	
15A NCAC 03O .0204	N/A	N/A	N/A		Approve	08/21/97			12:07 NCR 561	
15A NCAC 03O .0211	11:26 NCR 1976		12:05 NCR 418	*	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 03O .0306		12:19 NCR 1780								
Parks and Recreation Commission										
15A NCAC 12A .0001	12:13 NCR 1097									
15A NCAC 12A .0004	12:13 NCR 1097									
15A NCAC 12A .0005	12:13 NCR 1097									
15A NCAC 12B .0101	12:13 NCR 1097									
15A NCAC 12B .0104	12:13 NCR 1097									
15A NCAC 12B .0106	12:13 NCR 1097									
15A NCAC 12B .0203	12:13 NCR 1097									
15A NCAC 12B .0401	12:13 NCR 1097									
15A NCAC 12B .0402	12:13 NCR 1097									
15A NCAC 12B .0501	12:13 NCR 1097									
15A NCAC 12B .0602	12:13 NCR 1097									
15A NCAC 12B .0701	12:13 NCR 1097									
15A NCAC 12B .0702	12:13 NCR 1097									
15A NCAC 12B .0802	12:13 NCR 1097									
15A NCAC 12B .0901	12:13 NCR 1097									
15A NCAC 12B .1001	12:13 NCR 1097									
15A NCAC 12B .1004	12:13 NCR 1097									
15A NCAC 12B .1102	12:13 NCR 1097									
15A NCAC 12B .1201	12:13 NCR 1097									

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					Action	Date				
15A NCAC 12K .0101	12:02 NCR 52		12:12 NCR 1046	*	Approve	03/19/98				
15A NCAC 12K .0102	12:02 NCR 52		12:12 NCR 1046	*	Approve	03/19/98				
15A NCAC 12K .0103	12:02 NCR 52		12:12 NCR 1046	*	Approve	03/19/98				
15A NCAC 12K .0104	12:02 NCR 52		12:12 NCR 1046	*	Approve	03/19/98				
15A NCAC 12K .0105	12:02 NCR 52		12:12 NCR 1046	S	Approve	03/19/98				
15A NCAC 12K .0106	12:02 NCR 52		12:12 NCR 1046	*	Approve	03/19/98				
15A NCAC 12K .0107	12:02 NCR 52		12:12 NCR 1046	*	Approve	03/19/98				
15A NCAC 12K .0108	12:02 NCR 52		12:12 NCR 1046	*	Approve	03/19/98	*			
15A NCAC 12K .0109	12:02 NCR 52		12:12 NCR 1046	*	Approve	03/19/98				
15A NCAC 12K .0110	12:02 NCR 52		12:12 NCR 1046	*	Approve	03/19/98				
15A NCAC 12K .0111	12:02 NCR 52		12:12 NCR 1046	*	Approve	03/19/98				
Radiation Protection										
15A NCAC 11 .0100	12:22 NCR 1979									
15A NCAC 11 .0104	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0117	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0300	12:22 NCR 1979									
15A NCAC 11 .0301	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0339	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 11 .0340	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0353	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0358	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0401	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0402	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0403	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0404	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0405	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0406	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0407	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	

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15A NCAC 11 .0408	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0409	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0410	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0411	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0412	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0413	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0414	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0415	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0416	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0417	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0418	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0419	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0420	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0421	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0422	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0423	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0424	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0425	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0426	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0427	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0428	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .0500	12:22 NCR 1979									
15A NCAC 11 .0700	12:22 NCR 1979									
15A NCAC 11 .1000	12:22 NCR 1979									
15A NCAC 11 .1100	12:04 NCR 240									
15A NCAC 11 .1400	12:04 NCR 240									
15A NCAC 11 .1600	12:22 NCR 1979									
15A NCAC 11 .1601	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	

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					Action	Date				
15A NCAC 11 .1603	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 11 .1611	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .1620	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 11 .1647	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98			12:21 NCR 1886	
Soil & Water Conservation										
15A NCAC 06E .0104	N/A	N/A	N/A		Object	10/16/97				
					Approve	12/18/97			12:17 NCR 1620	
15A NCAC 06E .0105	N/A	N/A	N/A		Object	10/16/97				
					Approve	12/18/97			12:17 NCR 1620	
15A NCAC 06E .0105	12:20 NCR 1817									
15A NCAC 06E .0106	N/A	N/A	N/A		Approve	10/16/97			12:11 NCR 947	
15A NCAC 06E .0107	N/A	N/A	N/A		Approve	10/16/97			12:11 NCR 947	
15A NCAC 06E .0108	N/A	N/A	N/A		Approve	10/16/97			12:11 NCR 947	
Water Pollution Control System Operators Certification Commission										
15A NCAC 08A	11:26 NCR 1976									
15A NCAC 08B	11:26 NCR 1976									
15A NCAC 08C	11:26 NCR 1976									
15A NCAC 08D	11:26 NCR 1976									
15A NCAC 08E	11:26 NCR 1976									
15A NCAC 08F	11:26 NCR 1976									
15A NCAC 08F .0101		11:19 NCR 1442	11:28 NCR 2123	*	Approve	09/18/97	*		12:10 NCR 878	
15A NCAC 08F .0102		11:19 NCR 1442	11:28 NCR 2123	*	Withheld	09/18/97				
					Approve	11/20/97	*		12:16 NCR 1521	
15A NCAC 08F .0201		11:19 NCR 1442	11:28 NCR 2123	S	Object	09/18/97				
					Approve	11/20/97	*		12:16 NCR 1521	
15A NCAC 08F .0202		11:19 NCR 1442	11:28 NCR 2123	S	Approve	09/18/97	*		12:10 NCR 878	
15A NCAC 08F .0203		11:19 NCR 1442	11:28 NCR 2123	S	Object	09/18/97				
					Object	11/20/97				
					Approve	12/18/97	*		12:17 NCR 1620	
15A NCAC 08F .0301		11:19 NCR 1442	11:28 NCR 2123	S	Approve	09/18/97	*		12:10 NCR 878	
15A NCAC 08F .0401		11:19 NCR 1442	11:28 NCR 2123	*	Approve	09/18/97	*		12:10 NCR 878	
15A NCAC 08F .0402		11:19 NCR 1442	11:28 NCR 2123	S	Approve	09/18/97	*		12:10 NCR 878	

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					Action	Date				
15A NCAC 08F .0403		11:19 NCR 1442	11:28 NCR 2123	S	Withheld	09/18/97				
					Approve	11/20/97	*		12:16 NCR 1521	
15A NCAC 08F .0404		11:19 NCR 1442	11:28 NCR 2123	S	Approve	09/18/97			12:10 NCR 878	
15A NCAC 08F .0405		11:19 NCR 1442	11:28 NCR 2123	S	Approve	09/18/97	*		12:10 NCR 878	
15A NCAC 08F .0406		11:19 NCR 1442	11:28 NCR 2123	S	Approve	09/18/97	*		12:10 NCR 878	
15A NCAC 08F .0407		11:19 NCR 1442	11:28 NCR 2123	S	Approve	09/18/97	*		12:10 NCR 878	
15A NCAC 08F .0501		11:19 NCR 1442	11:28 NCR 2123	*	Approve	09/18/97	*		12:10 NCR 878	
15A NCAC 08F .0502		11:19 NCR 1442	11:28 NCR 2123	S	Approve	09/18/97			12:10 NCR 878	
15A NCAC 08F .0503		11:19 NCR 1442	11:28 NCR 2123	S	Approve	09/18/97			12:10 NCR 878	
15A NCAC 08F .0504		11:19 NCR 1442	11:28 NCR 2123	S	Approve	09/18/97			12:10 NCR 878	
15A NCAC 08F .0505		11:19 NCR 1442	11:28 NCR 2123	S	Approve	09/18/97	*		12:10 NCR 878	
15A NCAC 08F .0506		11:19 NCR 1442	11:28 NCR 2123	*	Approve	09/18/97			12:10 NCR 878	
Water Treatment Facility Certification Board										
15A NCAC 18D .0105	10:18 NCR 2317		12:11 NCR 922	*	Approve	02/19/98	*		12:22 NCR 2012	
15A NCAC 18D .0201	10:18 NCR 2317		12:11 NCR 922	S/L	Approve	03/19/98	*			
15A NCAC 18D .0307	10:18 NCR 2317		12:11 NCR 922	*	Approve	02/19/98			12:22 NCR 2012	
15A NCAC 18D .0308	10:18 NCR 2317		12:11 NCR 922	S/L	Approve	03/19/98	*			
15A NCAC 18D .0309	10:18 NCR 2317		12:11 NCR 922	*	Approve	02/19/98	*		12:22 NCR 2012	
15A NCAC 18D .0405	10:18 NCR 2317		12:11 NCR 922	*	Approve	03/19/98	*			
15A NCAC 18D .0701	10:18 NCR 2317		12:11 NCR 922	*	Approve	02/19/98	*		12:22 NCR 2012	
Wildlife Resources Commission										
15A NCAC 10B .0100	12:06 NCR 445									
15A NCAC 10B .0111	12:06 NCR 445		12:12 NCR 1004	*						
15A NCAC 10B .0113	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98	*			
15A NCAC 10B .0115	11:11 NCR 882	Agency Withdrew Rule-making								
15A NCAC 10B .0116	11:12 NCR 959		11:18 NCR 1372	*	Approve	04/17/97			11:29 NCR 2211	
15A NCAC 10B .0200	12:06 NCR 445									
15A NCAC 10B .0202	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98	*			
15A NCAC 10B .0203	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98	*			

Agency/Rule Citation	Rule-making Proceedings	Temporary Rule	Notice of Text	Fiscal Note	RRC Status		Text differs from proposal	Effective by Governor	Approved Rule	Other
					Action	Date				
15A NCAC 10B .0208	11:02 NCR 76		11:08 NCR 495	*	Agency Withdrew Rule-making					
15A NCAC 10B .0209	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98	*			
15A NCAC 10B .0216	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98	*			
15A NCAC 10B .0300	12:06 NCR 445									
15A NCAC 10B .0400	12:06 NCR 445									
15A NCAC 10C .0101	12:06 NCR 445									
15A NCAC 10C .0102	12:06 NCR 445									
15A NCAC 10C .0103	12:06 NCR 445									
15A NCAC 10C .0104	12:06 NCR 445									
15A NCAC 10C .0105	12:06 NCR 445									
15A NCAC 10C .0106	12:06 NCR 445									
15A NCAC 10C .0107	11:02 NCR 76	Agency Withdrew Rule-making								
15A NCAC 10C .0107	12:06 NCR 445		12:12 NCR 1004	*						
15A NCAC 10C .0108	12:06 NCR 445									
15A NCAC 10C .0109	12:06 NCR 445									
15A NCAC 10C .0110	12:06 NCR 445									
15A NCAC 10C .0111	12:06 NCR 445									
15A NCAC 10C .0203	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98	*			
15A NCAC 10C .0205	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98	*			
15A NCAC 10C .0206	12:06 NCR 445									
15A NCAC 10C .0211	12:06 NCR 445									
15A NCAC 10C .0212	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98				
15A NCAC 10C .0215	12:06 NCR 445									
15A NCAC 10C .0302	12:06 NCR 445									
15A NCAC 10C .0304	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98				
15A NCAC 10C .0305	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98				
15A NCAC 10C .0401	11:02 NCR 76	Agency Withdrew Rule-making								
15A NCAC 10C .0401	11:07 NCR 408	Agency Withdrew Rule-making								

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15A NCAC 10C .0401	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98	*			
15A NCAC 10C .0402	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98				
15A NCAC 10C .0404	12:06 NCR 445		12:12 NCR 1004	*						
15A NCAC 10C .0407	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98				
15A NCAC 10D	12:18 NCR 1694									
15A NCAC 10D .0001	12:06 NCR 445									
15A NCAC 10D .0002	11:02 NCR 76		11:08 NCR 495	*	Agency Withdrew Rule-making					
15A NCAC 10D .0002	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98	*			
15A NCAC 10D .0003	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98	*			
15A NCAC 10D .0004	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98	*			
15A NCAC 10E .0001	12:06 NCR 445									
15A NCAC 10E .0002	12:06 NCR 445									
15A NCAC 10E .0003	12:06 NCR 445									
15A NCAC 10E .0004	12:06 NCR 445									
15A NCAC 10F .0100	12:06 NCR 445									
15A NCAC 10F .0102	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98	*			
15A NCAC 10F .0103	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98	*			
15A NCAC 10F .0104	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98				
15A NCAC 10F .0105	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98				
15A NCAC 10F .0109	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98				
15A NCAC 10F .0300	11:01 NCR 13	Agency Withdrew Rule-making								
15A NCAC 10F .0301	12:19 NCR 1763									
15A NCAC 10F .0302	11:05 NCR 272		11:14 NCR 1150	*	Approve	03/20/97	*		11:26 NCR 2004	
15A NCAC 10F .0303	12:19 NCR 1763									
15A NCAC 10F .0305	12:10 NCR 865	12:16 NCR 1518	12:16 NCR 1518	*						
15A NCAC 10F .0307	11:08 NCR 451		11:14 NCR 1150	*	Approve	03/20/97	*		11:26 NCR 2004	
15A NCAC 10F .0308	11:21 NCR 1638		11:29 NCR 2206	*	Approve	09/18/97			12:10 NCR 878	
15A NCAC 10F .0310	12:19 NCR 1763									

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					Action	Date				
15A NCAC 10F .0311	12:01 NCR 5	12:13 NCR 1186	12:07 NCR 517	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 10F .0311	12:11 NCR 920		12:17 NCR 1608	L						
15A NCAC 10F .0314	12:19 NCR 1763									
15A NCAC 10F .0317	11:13 NCR 1039		11:19 NCR 1427	*	Approve	04/17/97			11:29 NCR 2211	
15A NCAC 10F .0317	12:11 NCR 920		12:17 NCR 1608	L						
15A NCAC 10F .0318	12:06 NCR 445									
15A NCAC 10F .0327	11:14 NCR 1109		11:20 NCR 1551	*	Approve	04/17/97	*		11:29 NCR 2211	
15A NCAC 10F .0327	12:11 NCR 920		12:17 NCR 1608	L						
15A NCAC 10F .0330	12:05 NCR 337	12:16 NCR 1518	12:11 NCR 921	*	Approve	02/19/98			12:22 NCR 2012	
15A NCAC 10F .0330	N/A	N/A	N/A		Approve	09/18/97			12:10 NCR 878	
15A NCAC 10F .0333	12:01 NCR 5	12:13 NCR 1186	12:07 NCR 517	*	Approve	01/15/98	*		12:21 NCR 1886	
15A NCAC 10F .0339	11:13 NCR 1039		11:19 NCR 1427	*	Approve	04/17/97			11:29 NCR 2211	
15A NCAC 10F .0339	11:21 NCR 1638		11:29 NCR 2206	*	Approve	09/18/97			12:10 NCR 878	
15A NCAC 10F .0339	12:05 NCR 337	12:16 NCR 1518	12:11 NCR 921	*	Approve	02/19/98			12:22 NCR 2012	
15A NCAC 10F .0345	12:06 NCR 445	12:19 NCR 1781	12:12 NCR 1004	*	Approve	04/15/98				
15A NCAC 10F .0347	12:06 NCR 445	12:19 NCR 1781	12:12 NCR 1004	*	Approve	04/15/98				
15A NCAC 10F .0355	11:25 NCR 1905	12:08 NCR 728	12:01 NCR 18	*	Approve	10/16/97			12:11 NCR 947	
15A NCAC 10F .0359	12:19 NCR 1763									
15A NCAC 10F .0360	12:01 NCR 5	12:13 NCR 1186	12:07 NCR 517	*	Approve	01/15/98			12:21 NCR 1886	
15A NCAC 10F .0367	11:16 NCR 1269									
15A NCAC 10G	11:01 NCR 13	Agency Withdrew Rule-making								
15A NCAC 10G .0100	11:02 NCR 76	Agency Withdrew Rule-making								
15A NCAC 10G .0400	12:06 NCR 445									
15A NCAC 10G .0402	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98				
15A NCAC 10G .0403	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98				
15A NCAC 10G .0404	12:06 NCR 445		12:12 NCR 1004	*	**Extend Review**	**04/15/98**				
15A NCAC 10H .0100	12:06 NCR 445									
15A NCAC 10H .0300	12:06 NCR 445									

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					Action	Date				
15A NCAC 10H .0300	12.18 NCR 1694									
15A NCAC 10H .0802	12.06 NCR 445		12.13 NCR 1127	*	Approve	04/15/98	*			
15A NCAC 10H .0810	12.06 NCR 445		12.13 NCR 1137	*	Approve	04/15/98	*			
15A NCAC 10H .0900	12.06 NCR 445									
15A NCAC 10H .1000	12.06 NCR 445									
15A NCAC 10H .1100	12:06 NCR 445									
15A NCAC 10H .1200	12.06 NCR 445									
15A NCAC 10I .0001	12:06 NCR 445									
15A NCAC 10I .0002	12:06 NCR 445									
15A NCAC 10I .0003	12:06 NCR 445									
15A NCAC 10I .0004	12:06 NCR 445									
15A NCAC 10I .0005	12.06 NCR 445									
15A NCAC 10J .0001	12.06 NCR 445									
15A NCAC 10J .0002	12:06 NCR 445									
15A NCAC 10J .0003	12:06 NCR 445									
15A NCAC 10J .0004	12:06 NCR 445									

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Voting Rights Act	12:01 NCR 4
Voting Rights Act	12:02 NCR 50
Voting Rights Act	12:04 NCR 236
Voting Rights Act	12:05 NCR 334
Voting Rights Act	12.07 NCR 507
Voting Rights Act	12:11 NCR 918
Voting Rights Act	12:12 NCR 992
Voting Rights Act	12:13 NCR 1096
Voting Rights Act	12:14 NCR 1231
Voting Rights Act	12:15 NCR 1414
Voting Rights Act	12:16 NCR 1480

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					Action	Date				
Voting Rights Act										12:18 NCR 1692
Voting Rights Act										12:19 NCR 1751
Voting Rights Act										12:20 NCR 1816
Voting Rights Act										12:21 NCR 1871
GENERAL CONTRACTORS LICENSING BOARD										
21 NCAC 12 .0202		11:24 NCR 1828	12:07 NCR 524	*	Approve	12/18/97			12:17 NCR 1620	
21 NCAC 12 .0204	11:28 NCR 2117		12:04 NCR 292	*	Approve	04/15/98	*			
21 NCAC 12 .0503	11:28 NCR 2117									
21 NCAC 12 .0504	11:28 NCR 2117									
21 NCAC 12 .0901	11:28 NCR 2117		12:04 NCR 292	*	Approve	02/19/98			12:22 NCR 2012	
21 NCAC 12 .0902	11:28 NCR 2117									
21 NCAC 12 .0903	11:28 NCR 2117		12:04 NCR 292	*	Approve	02/19/98	*		12:22 NCR 2012	
21 NCAC 12 .0904	11:28 NCR 2117		12:04 NCR 292	*	Approve	02/19/98			12:22 NCR 2012	
21 NCAC 12 .0905	11:28 NCR 2117									
21 NCAC 12 .0906	11:28 NCR 2117									
21 NCAC 12 .0907	11:28 NCR 2117									
21 NCAC 12 .0908	11:28 NCR 2117									
21 NCAC 12 .0909	11:28 NCR 2117									
21 NCAC 12 .0910	11:28 NCR 2117									
21 NCAC 12 .0911	11:28 NCR 2117									
21 NCAC 12 .0912	11:28 NCR 2117									
GOVERNOR'S EXECUTIVE ORDERS										
Number 112 - Eff. 05/22/97										12:01 NCR 1
Number 113 - Eff. 06/12/97										12:01 NCR 1
Number 114 - Eff. 06/26/97										12:03 NCR 110
Number 115 - Eff. 07/03/97										12:03 NCR 110
Number 116 - Eff. 07/21/97										12:04 NCR 227
Number 117 - Eff. 09/07/97										12:07 NCR 505

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					Action	Date				
Number 118 - Eff. 09/15/97										12:08 NCR 612
Number 119 - Eff. 10/01/97										12:08 NCR 612
Number 120 - Eff. 10/22/97										12:11 NCR 917
Number 121 - Eff. 11/03/97										12:15 NCR 1407
Number 122 - Eff. 12/11/97										12:15 NCR 1407
Number 123 - Eff. 12/18/97										12:15 NCR 1407
Number 124 - Eff. 12/18/97										12:15 NCR 1407
Number 125 - Eff. 12/18/97										12:15 NCR 1407
Number 126 - Eff. 12/19/97										12:15 NCR 1407
Number 127 - Eff. 01/16/98										12:16 NCR 1472
Number 128 - Eff. 01/21/98										12:17 NCR 1606
Number 129 - Eff. 02/04/98										12:17 NCR 1606
Number 130 - Eff. 02/25/98										12:19 NCR 1749
Number 131 - Eff. 03/25/98										12:21 NCR 1870
Number 132 - Eff. 04/13/98										12:22 NCR 1978
HOUSING FINANCE AGENCY										
24 NCAC 01P .0101		11:14 NCR 1154	11:28 NCR 2132	S	Approve	07/17/97			12:04 NCR 317	
24 NCAC 01P .0102		11:14 NCR 1154	11:28 NCR 2132	S	Approve	07/17/97			12:04 NCR 317	
24 NCAC 01P .0103		11:14 NCR 1154	11:28 NCR 2132	S	Object	07/17/97				
					Approve	08/21/97	*		12:07 NCR 561	
24 NCAC 01P .0201		11:14 NCR 1154	11:28 NCR 2132	S	Approve	07/17/97	*		12:04 NCR 317	
24 NCAC 01P .0202		11:14 NCR 1154	11:28 NCR 2132	S	Approve	07/17/97	*		12:04 NCR 317	
24 NCAC 01P .0203		11:14 NCR 1154	11:28 NCR 2132	S	Approve	07/17/97			12:04 NCR 317	
HEALTH AND HUMAN SERVICES										
10 NCAC 01B .0501	11:23 NCR 1779		12:09 NCR 747	*	Approve	01/15/98	*		12:21 NCR 1886	
10 NCAC 01B .0502	11:23 NCR 1779		12:09 NCR 747	*	Object	01/15/98				
					Approve	02/19/98	*		12:22 NCR 2012	
10 NCAC 49B .0315		12:18 NCR 1703								
Aging										
10 NCAC 22	10:23 NCR 2956									
Child Day Care Commission										

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					Action	Date				
10 NCAC 03U .0102	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .0102	12:21 NCR 1873									
10 NCAC 03U .0201	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .0202	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .0204	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .0205	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .0206	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .0207	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .0300	12:21 NCR 1873									
10 NCAC 03U .0301	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .0302	11:24 NCR 1817	Agency withdrew rule-making								
10 NCAC 03U .0302	12:08 NCR 617		12:13 NCR 1098	*	Object Approve	03/19/98 04/15/98				
10 NCAC 03U .0303	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .0304	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .0401	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .0403	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .0505	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .0506	11:24 NCR 1817	Agency withdrew rule-making								
10 NCAC 03U .0506	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .0507	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .0508	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .0509	11:24 NCR 1817	Agency withdrew rule-making								
10 NCAC 03U .0509	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .0510	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .0511	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .0601	11:24 NCR 1817	Agency withdrew rule-making								
10 NCAC 03U .0602	11:24 NCR 1817	12:08 NCR 710								
10 NCAC 03U .0602	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				

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					Action	Date				
10 NCAC 03U .0604	11:03 NCR 109		11:09 NCR 571	*	Approve	03/20/97			11:26 NCR 2004	
10 NCAC 03U .0604	11:24 NCR 1817	12:08 NCR 710								
10 NCAC 03U .0604	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .0605	11:24 NCR 1817	12:08 NCR 710								
10 NCAC 03U .0605	12:08 NCR 617		12:13 NCR 1098	S/L	Approve	03/19/98	*			
10 NCAC 03U .0701	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .0702	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .0703	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .0704	12:08 NCR 617		12:13 NCR 1098	*	Object	03/19/98				
					Approve	04/15/98	*			
10 NCAC 03U .0705	11:14 NCR 1108		11:27 NCR 2054	*						
10 NCAC 03U .0705	11:24 NCR 1817	12:08 NCR 710								
10 NCAC 03U .0705	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .0707	11:08 NCR 449		11:17 NCR 1338	*	Object	03/20/97				
					Approve	04/17/97	*		11:29 NCR 2211	
10 NCAC 03U .0707	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .0708	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .0709	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .0710	12:08 NCR 617		12:13 NCR 1098	*	Approve	04/15/98	*			
10 NCAC 03U .0711	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .0712	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .0713	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .0714	11:24 NCR 1817	Agency withdrew rule-making								
10 NCAC 03U .0714	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .0802	11:24 NCR 1817	Agency withdrew rule-making								
10 NCAC 03U .0802	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .0803	11:24 NCR 1817	Agency withdrew rule-making								
10 NCAC 03U .0803	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .0804	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .0806	12:08 NCR 617		12:13 NCR 1098	*	Approve	04/15/98	*			

Agency/Rule Citation	Rule-making Proceedings	Temporary Rule	Notice of Text	Fiscal Note	RRC Status		Text differs from proposal	Effective by Governor	Approved Rule	Other
					Action	Date				
10 NCAC 03U .0901	11:08 NCR 449		11:17 NCR 1338	*	**Object**	**03/19/98**				
10 NCAC 03U .0901	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .0902	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .1001	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .1002	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .1003	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .1004	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .1301	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .1302	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .1303	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .1304	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .1401	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .1402	11:24 NCR 1817	Agency withdrew rule-making								
10 NCAC 03U .1403	11:24 NCR 1817	Agency withdrew rule-making								
10 NCAC 03U .1600	12:21 NCR 1873									
10 NCAC 03U .1700	12:21 NCR 1873									
10 NCAC 03U .1701	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .1702	12:08 NCR 617		12:13 NCR 1098	*	Object	03/19/98				
					Approve	04/15/98	*			
10 NCAC 03U .1703	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .1705	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .1716	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .1717	11:14 NCR 1108		11:27 NCR 2054	*	Approve	03/19/98				
10 NCAC 03U .1717	11:24 NCR 1817	Agency withdrew rule-making								
10 NCAC 03U .1717	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .1718	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .1719	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .1720	12:08 NCR 617		12:13 NCR 1098	*	Object	03/19/98				
					Approve	04/15/98	*			
10 NCAC 03U .1721	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			

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					Action	Date				
10 NCAC 03U .1722	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .1723	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .2000	12:21 NCR 1873									
10 NCAC 03U .2500	12:21 NCR 1873									
10 NCAC 03U .2506	11:29 NCR 2181		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .2510	11:08 NCR 449	Agency withdrew rule-making								
10 NCAC 03U .2510	11:29 NCR 449		12:13 NCR 1098	*	Approve	03/19/98	*			
10 NCAC 03U .2601	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .2602	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .2603	11:24 NCR 1817	Agency withdrew rule-making								
10 NCAC 03U .2603	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .2604	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .2605	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .2606	11:08 NCR 449	Agency withdrew rule-making								
10 NCAC 03U .2606	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .2607	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .2608	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .2609	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .2610	11:24 NCR 1817	Agency withdrew rule-making								
10 NCAC 03U .2610	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .2611	11:24 NCR 1817	Agency withdrew rule-making								
10 NCAC 03U .2611	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
10 NCAC 03U .2612	12:08 NCR 617		12:13 NCR 1098	*	Approve	03/19/98				
Facility Services										
Public Notice - Draft 1998 State Medical Facilities Plan										12:01 NCR 2
Abbreviated Notice of Temporary Rule-making										12:06 NCR 443
10 NCAC 03	10:18 NCR 2399									
10 NCAC 03R .0214	12:08 NCR 617									

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					Action	Date				
10 NCAC 03R .3000	11:23 NCR 1780									
10 NCAC 03R .3001	10:23 NCR 2956		11:06 NCR 328	S/L/SE						
10 NCAC 03R .3002		11:21 NCR 1655	12:04 NCR 246	*	Approve	11/20/97			12:16 NCR 1521	
10 NCAC 03R .3020	10:23 NCR 2956		11:06 NCR 328	S/L/SE						
					Object	11/21/96	*			
					Approve	03/20/97	*		11:26 NCR 2004	
10 NCAC 03R .3030	10:23 NCR 2956		11:06 NCR 328	S/L/SE						
10 NCAC 03R .3030		10:21 NCR 2699	11:08 NCR 452	S/L/SE	Object	10/17/96				11:11 NCR 888
					Object	11/21/96	*			
					Approve	03/20/97	*		11:26 NCR 2004	
10 NCAC 03R .3031	11:23 NCR 1780		11:08 NCR 459		Extend Review	03/20/97	*			
					Approve	08/21/97	*		12:07 NCR 561 12:10 NCR 878	
10 NCAC 03R .3032	10:23 NCR 2956		11:06 NCR 328	S/L/SE						
10 NCAC 03R .3033		10:21 NCR 2699	11:08 NCR 452	S/L/SE	Object	01/16/97				
					Extend Review	03/20/97				
					Approve	08/21/97	*		12:07 NCR 561	
10 NCAC 03R .3034		10:21 NCR 2699	11:08 NCR 452	S/L/SE	Object	01/16/97				
					Return to agency	03/20/97				
10 NCAC 03R .3035		10:21 NCR 2699	11:08 NCR 452	S/L/SE	Object	01/16/97				
					Return to agency	03/20/97				
10 NCAC 03R .3036		10:21 NCR 2699	11:08 NCR 452	S/L/SE	Object	01/16/97				
					Return to agency	03/20/97				
10 NCAC 03R .3037		10:21 NCR 2699	11:08 NCR 452	S/L/SE	Object	01/16/97				
					Return to agency	03/20/97				
10 NCAC 03R .3038		10:21 NCR 2699	11:08 NCR 452	S/L/SE	Object	01/16/97				
					Return to agency	03/20/97				
10 NCAC 03R .3040	10:23 NCR 2956		11:06 NCR 328	S/L/SE						
10 NCAC 03R .3050	10:23 NCR 2956		11:06 NCR 328	S/L/SE						
10 NCAC 03R .3051		11:21 NCR 1655	12:04 NCR 246	*	Approve	11/20/97			12:16 NCR 1521	
10 NCAC 03R .3051		12:15 NCR 1431								
10 NCAC 03R .3052		11:21 NCR 1655	12:04 NCR 246	*	Approve	11/20/97			12:16 NCR 1521	
10 NCAC 03R .3053		11:21 NCR 1655	12:04 NCR 246	*	Approve	11/20/97			12:16 NCR 1521	
10 NCAC 03R .3053		11:22 NCR 1713								
10 NCAC 03R .3053		12:06 NCR 481								

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					Action	Date				
10 NCAC 03R .3054		11:21 NCR 1655	12:04 NCR 246	*	Approve	11/20/97			12:16 NCR 1521	
10 NCAC 03R .3055		11:21 NCR 1655	12:04 NCR 246	*	Approve	11/20/97			12:16 NCR 1521	
10 NCAC 03R .3056		11:21 NCR 1655	12:04 NCR 246	*	Approve	11/20/97			12:16 NCR 1521	
10 NCAC 03R .3057		11:21 NCR 1655	12:04 NCR 246	*	Approve	11/20/97			12:16 NCR 1521	
10 NCAC 03R .3058		11:21 NCR 1655	12:04 NCR 246	*	Approve	11/20/97			12:16 NCR 1521	
10 NCAC 03R .3059		11:21 NCR 1655	12:04 NCR 246	*	Approve	11/20/97			12:16 NCR 1521	
10 NCAC 03R .3060		11:21 NCR 1655	12:04 NCR 246	*	Approve	11/20/97	*		12:16 NCR 1521	
10 NCAC 03R .3060		12:06 NCR 481								
10 NCAC 03R .3061		11:21 NCR 1655	12:04 NCR 246	*	Approve	11/20/97	*		12:16 NCR 1521	
10 NCAC 03R .3061		12:06 NCR 481								
10 NCAC 03R .3062		11:21 NCR 1655	12:04 NCR 246	*	Withdrawn by agcy	11/97				
10 NCAC 03R .3062		12:06 NCR 481			Withdrawn by agcy	11/97				
10 NCAC 03R .3063		11:21 NCR 1655	12:04 NCR 246	*	Approve	11/20/97	*		12:16 NCR 1521	
10 NCAC 03R .3063		12:06 NCR 481								
10 NCAC 03R .3064		11:21 NCR 1655	12:04 NCR 246	*	Withdrawn by agcy	11/97				
10 NCAC 03R .3064		12:06 NCR 481			Withdrawn by agcy	11/97				
10 NCAC 03R .3065		11:21 NCR 1655	12:04 NCR 246	*	Approve	11/20/97	*		12:16 NCR 1521	
10 NCAC 03R .3065		12:06 NCR 481								
10 NCAC 03R .3066		11:21 NCR 1655	12:04 NCR 246	*	Withdrawn by agcy	11/97				
10 NCAC 03R .3066		12:06 NCR 481			Withdrawn by agcy	11/97				
10 NCAC 03R .3067		11:21 NCR 1655	12:04 NCR 246	*	Approve	11/20/97			12:16 NCR 1521	
10 NCAC 03R .3068		11:21 NCR 1655	12:04 NCR 246	*	Approve	11/20/97			12:16 NCR 1521	
10 NCAC 03R .3069		11:21 NCR 1655	12:04 NCR 246	*	Approve	11/20/97			12:16 NCR 1521	
10 NCAC 03R .3070		11:21 NCR 1655	12:04 NCR 246	*	Approve	11/20/97			12:16 NCR 1521	
10 NCAC 03R .3071		11:21 NCR 1655	12:04 NCR 246	*	Approve	11/20/97			12:16 NCR 1521	
10 NCAC 03R .3072		11:21 NCR 1655	12:04 NCR 246	S/L/SE	Approve	11/20/97			12:16 NCR 1521	
10 NCAC 03R .3072		12:06 NCR 481								
10 NCAC 03R .3073		11:21 NCR 1655	12:04 NCR 246	S/L/SE	Object	11/20/97				
					Approve	12/18/97	*		12:17 NCR 1620	

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					Action	Date				
10 NCAC 03R .3074		11:21 NCR 1655	12:04 NCR 246	S/L/SE	Object	11/20/97				
					Approve	12/18/97	*		12:17 NCR 1620	
10 NCAC 03R .3075		11:21 NCR 1655	12:04 NCR 246	*	Approve	11/20/97			12:16 NCR 1521	
10 NCAC 03R .3076		11:21 NCR 1655	12:04 NCR 246	S/L/SE	Approve	11/20/97			12:16 NCR 1521	
10 NCAC 03R .3077		11:21 NCR 1655	12:04 NCR 246	*	Approve	11/20/97			12:16 NCR 1521	
10 NCAC 03R .3078		11:21 NCR 1655	12:04 NCR 246	S/L/SE	Approve	11/20/97			12:16 NCR 1521	
10 NCAC 03R .3079		11:21 NCR 1655	12:04 NCR 246	S/L/SE	Approve	11/20/97			12:16 NCR 1521	
10 NCAC 03R .3080		11:21 NCR 1655	12:04 NCR 246	*	Approve	11/20/97			12:16 NCR 1521	
10 NCAC 03R .3081		11:21 NCR 1655	12:04 NCR 246	*	Object	11/20/97				
					Approve	12/18/97	*		12:17 NCR 1620	
10 NCAC 03R .3082		11:21 NCR 1655	12:04 NCR 246	*	Approve	11/20/97			12:16 NCR 1521	
10 NCAC 03R .3083		11:21 NCR 1655	12:04 NCR 246	*	Approve	11/20/97			12:16 NCR 1521	
10 NCAC 03R .3084		11:21 NCR 1655	12:04 NCR 246	*	Approve	11/20/97			12:16 NCR 1521	
10 NCAC 03R .3085		11:21 NCR 1655	12:04 NCR 246	*	Approve	11/20/97			12:16 NCR 1521	
10 NCAC 03R .3086		11:21 NCR 1655	12:04 NCR 246	*	Approve	11/20/97			12:16 NCR 1521	
10 NCAC 03R .3087		11:21 NCR 1655	12:04 NCR 246	*	Approve	11/20/97			12:16 NCR 1521	
10 NCAC 03R .3088		11:21 NCR 1655	12:04 NCR 246	*	Approve	11/20/97			12:16 NCR 1521	
10 NCAC 03R .6001	11:22 NCR 1704									
10 NCAC 03R .6101		11:15 NCR 1431								
10 NCAC 03R .6102		11:15 NCR 1431								
10 NCAC 03R .6103		11:15 NCR 1431								
10 NCAC 03R .6104		11:15 NCR 1431								
10 NCAC 03R .6105		11:15 NCR 1431								
10 NCAC 03R .6106		11:15 NCR 1431								
10 NCAC 03R .6107		11:15 NCR 1431								
10 NCAC 03R .6108		11:15 NCR 1431								
10 NCAC 03R .6109		11:15 NCR 1431								
10 NCAC 03R .6110		11:15 NCR 1431								
10 NCAC 03R .6111		11:15 NCR 1431								
10 NCAC 03R .6112		11:15 NCR 1431								

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					Action	Date				
10 NCAC 03R .6113		11:15 NCR 1431								
10 NCAC 03R .6114		11:15 NCR 1431								
10 NCAC 03R .6115		11:15 NCR 1431								
10 NCAC 03R .6116		11:15 NCR 1431								
10 NCAC 03R .6117		11:15 NCR 1431								
10 NCAC 03R .6118		11:15 NCR 1431								
10 NCAC 03R .6119		11:15 NCR 1431								
10 NCAC 03R .6120		11:15 NCR 1431								
10 NCAC 03R .6121		11:15 NCR 1431								
10 NCAC 03R .6122		11:15 NCR 1431								
10 NCAC 03R .6123		11:15 NCR 1431								
10 NCAC 03R .6124		11:15 NCR 1431								
10 NCAC 03R .6125		11:15 NCR 1431								
10 NCAC 03R .6126		11:15 NCR 1431								
10 NCAC 03R .6127		11:15 NCR 1431								
10 NCAC 03R .6128		11:15 NCR 1431								
10 NCAC 03R .6129		11:15 NCR 1431								
10 NCAC 03R .6130		11:15 NCR 1431								
10 NCAC 03R .6131		11:15 NCR 1431								
10 NCAC 03R .6132		11:15 NCR 1431								
10 NCAC 03R .6133		11:15 NCR 1431								
10 NCAC 03R .6134		11:15 NCR 1431								
10 NCAC 03R .6135		11:15 NCR 1431								
10 NCAC 03R .6136		11:15 NCR 1431								
10 NCAC 03R .6137		11:15 NCR 1431								
10 NCAC 03R .6138		11:15 NCR 1431								
10 NCAC 03R .6139		11:15 NCR 1431								
10 NCAC 03R .6140		11:15 NCR 1431								

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					Action	Date				
10 NCAC 03R .6141		11:15 NCR 1431								
Medical Assistance										
Medicaid Disproportionate Share List										12:02 NCR 46
10 NCAC 26B .0103	12:18 NCR 1694									
10 NCAC 26B .0113	10:16 NCR 1721		11:28 NCR 2118	S/L	Agency withdrew	09/18/97				
					Approve	10/16/97	*		12:11 NCR 947	
10 NCAC 26B .0123		11:19 NCR 1436	11:24 NCR 1824	*	Approve	06/19/97	*		12:03 NCR 213	
10 NCAC 26D .0110	12:06 NCR 444		12:21 NCR 1875	*						
10 NCAC 26G .0707	11:08 NCR 450	11:15 NCR 1205	11:18 NCR 1371	*	Approve	04/17/97			11:29 NCR 2211	
10 NCAC 26H .0101	11:14 NCR 1108									
10 NCAC 26H .0102	11:14 NCR 1108									
10 NCAC 26H .0102	12:09 NCR 743	12:14 NCR 1341	12:18 NCR 1696	S/L/SE						
10 NCAC 26H .0104	11:16 NCR 1268	12:14 NCR 1341	11:23 NCR 1781	S/L	Approve	05/15/97	*		11:30 NCR 2314	
10 NCAC 26H .0211	12:09 NCR 743	12:14 NCR 1341	12:18 NCR 1696	S/L/SE						
10 NCAC 26H .0212		11:15 NCR 1205	Temp Expired							
10 NCAC 26H .0212		12:09 NCR 827								
10 NCAC 26H .0213		11:15 NCR 1205	Temp Expired							
10 NCAC 26H .0213	11:18 NCR 1368		12:07 NCR 511	S/SE	Approve	01/15/98	*		12:21 NCR 1886	
10 NCAC 26H .0213		11:26 NCR 1997								
10 NCAC 26H .0213		12:09 NCR 827								
10 NCAC 26H .0401	12:08 NCR 618	12:14 NCR 1341	12:21 NCR 1875	S/L						
10 NCAC 26H .0506	10:21 NCR 2686									
10 NCAC 26H .0506		11:19 NCR 1438	11:29 NCR 2205	S/L/SE	Approve	09/18/97	*		12:10 NCR 878	
10 NCAC 26H .0602		12:04 NCR 313	12:15 NCR 1419	S\L	Approve	04/15/98	*			
10 NCAC 26K .0106	12:05 NCR 337									
10 NCAC 26K .0106	12:06 NCR 444		12:21 NCR 1875	*						
10 NCAC 26M .0201	12:06 NCR 444									
10 NCAC 26M .0202	12:06 NCR 444									
10 NCAC 26M .0203	12:05 NCR 337									

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					Action	Date				
10 NCAC 26M .0203	12:06 NCR 444									
10 NCAC 26M .0204	12:06 NCR 444									
10 NCAC 50A .0604	12:06 NCR 444		12:21 NCR 1875	*						
10 NCAC 50B .0202		11:10 NCR 841	11:28 NCR 2118	*	Approve	07/17/97	*		12:04 NCR 317	
10 NCAC 50B .0202	12:06 NCR 444		12:21 NCR 1875	*						
10 NCAC 50B .0404		11:10 NCR 841	11:28 NCR 2118	L	Approve	07/17/97			12:04 NCR 317	
10 NCAC 50B .0409		11:10 NCR 841	11:28 NCR 2118	*	Approve	07/17/97			12:04 NCR 317	
10 NCAC 50D .0101	10:24 NCR 3057	11:04 NCR 196	Temp Expired							
10 NCAC 50D .0102	10:24 NCR 3057	11:04 NCR 196	Temp Expired							
10 NCAC 50D .0103	10:24 NCR 3057	11:04 NCR 196	Temp Expired							
10 NCAC 50D .0201	10:24 NCR 3057	11:04 NCR 196	Temp Expired							
10 NCAC 50D .0301	10:24 NCR 3057	11:04 NCR 196	Temp Expired							
10 NCAC 50D .0302	10:24 NCR 3057	11:04 NCR 196	Temp Expired							
10 NCAC 50D .0401	10:24 NCR 3057	11:04 NCR 196	Temp Expired							
10 NCAC 50D .0402	10:24 NCR 3057	11:04 NCR 196	Temp Expired							
10 NCAC 50D .0501	10:24 NCR 3057	11:04 NCR 196	Temp Expired							
10 NCAC 50D .0502	10:24 NCR 3057	11:04 NCR 196	Temp Expired							
10 NCAC 50D .0503	10:24 NCR 3057	11:04 NCR 196	Temp Expired							
Medical Care Commission										
10 NCAC 03B	11:16 NCR 1268									
10 NCAC 03B .1001		11:20 NCR 1560	11:29 NCR 2187	*	Approve	10/16/97	*		12:11 NCR 947	
10 NCAC 03B .1002		11:20 NCR 1560	11:29 NCR 2187	*	Approve	10/16/97	*		12:11 NCR 947	
10 NCAC 03C .3707	11:20 NCR 1534		11:29 NCR 2187	*	Approve	10/16/97			12:11 NCR 947	
10 NCAC 03D .0801	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98	*		12:21 NCR 1886	
10 NCAC 03D .0802	11:23 NCR 1779		12:05 NCR 339	S/L	Approve	01/15/98			12:21 NCR 1886	
10 NCAC 03D .0803	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98			12:21 NCR 1886	
10 NCAC 03D .0805	N/A	N/A	N/A	N/A	Approve	01/15/98			12:21 NCR 1886	
10 NCAC 03D .0806	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98	*		12:21 NCR 1886	

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10 NCAC 03D .0901	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98			12:21 NCR 1886	
10 NCAC 03D .0902	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98			12:21 NCR 1886	
10 NCAC 03D .0904	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98	*		12:21 NCR 1886	
10 NCAC 03D .0905	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98			12:21 NCR 1886	
10 NCAC 03D .0907	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98			12:21 NCR 1886	
10 NCAC 03D .0908	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98			12:21 NCR 1886	
10 NCAC 03D .0909	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98			12:21 NCR 1886	
10 NCAC 03D .0911	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98			12:21 NCR 1886	
10 NCAC 03D .0913	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98	*		12:21 NCR 1886	
10 NCAC 03D .0915	11:23 NCR 1779		12:05 NCR 339	*	Object	01/15/98				
					Approve	02/19/98	*		12:22 NCR 2012	
10 NCAC 03D .0916	11:23 NCR 1779		12:05 NCR 339	*	Object	01/15/98				
					Approve	02/19/98	*		12:22 NCR 2012	
10 NCAC 03D .0917	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98			12:21 NCR 1886	
10 NCAC 03D .0918	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98			12:21 NCR 1886	
10 NCAC 03D .0919	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98			12:21 NCR 1886	
10 NCAC 03D .0920	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98			12:21 NCR 1886	
10 NCAC 03D .0921	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98			12:21 NCR 1886	
10 NCAC 03D .0922	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98			12:21 NCR 1886	
10 NCAC 03D .0923	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98			12:21 NCR 1886	
10 NCAC 03D .0924	11:23 NCR 1779		12:05 NCR 339	S/L	Approve	01/15/98			12:21 NCR 1886	
10 NCAC 03D .0925	11:23 NCR 1779		12:05 NCR 339	*	Object	01/15/98				
					Approve	02/19/98	*		12:22 NCR 2012	
10 NCAC 03D .0926	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98			12:21 NCR 1886	
10 NCAC 03D .1001	11:23 NCR 1779		12:05 NCR 339	S/L	Approve	01/15/98	*		12:21 NCR 1886	
10 NCAC 03D .1002	11:23 NCR 1779		12:05 NCR 339	S/L	Approve	01/15/98			12:21 NCR 1886	
10 NCAC 03D .1003	11:23 NCR 1779		12:05 NCR 339	S/L	Approve	01/15/98	*		12:21 NCR 1886	
10 NCAC 03D .1004	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98			12:21 NCR 1886	
10 NCAC 03D .1103	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98	*		12:21 NCR 1886	
10 NCAC 03D .1202	11:23 NCR 1779		12:05 NCR 339	S/L	Object	01/15/98				
					Approve	02'19/98	*			

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10 NCAC 03D .1203	11:23 NCR 1779		12:05 NCR 339	*	Object	01/15/98				
					Approve	02/19/98	*		12:22 NCR 2012	
10 NCAC 03D .1204	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98	*		12:21 NCR 1886	
10 NCAC 03D .1205	11:23 NCR 1779		12:05 NCR 339	S/L	Approve	01/15/98	*		12:21 NCR 1886	
10 NCAC 03D .1206	11:23 NCR 1779		12:05 NCR 339	S/L	Approve	01/15/98	*		12:21 NCR 1886	
10 NCAC 03D .1301	11:23 NCR 1779		12:05 NCR 339	*	Object	01/15/98				
					Approve	02/19/98	*		12:22 NCR 2012	
10 NCAC 03D .1302	11:23 NCR 1779		12:05 NCR 339	*	Object	01/15/98				
					Approve	02/19/98	*		12:22 NCR 2012	
10 NCAC 03D .1401	11:23 NCR 1779		12:05 NCR 339	*	Object	01/15/98				
					Approve	02/19/98	*		12:22 NCR 2012	
10 NCAC 03D .1403	11:23 NCR 1779		12:05 NCR 339	*	Object	01/15/98				
					Approve	02/19/98	*		12:22 NCR 2012	
10 NCAC 03D .1500	11:23 NCR 1779									
10 NCAC 03D .2001	10:18 NCR 2399		11:29 NCR 2187	*	Object	10/16/97				
					Approve	11/20/97	*		12:16 NCR 1521	
10 NCAC 03D .2101	10:18 NCR 2399		11:29 NCR 2187	*	Object	10/16/97				
					Approve	11/20/97	*		12:16 NCR 1521	
10 NCAC 03D .2102	10:18 NCR 2399		11:29 NCR 2187	*	Object	10/16/97				
					Approve	11/20/97	*		12:16 NCR 1521	
10 NCAC 03D .2103	10:18 NCR 2399		11:29 NCR 2187	*	Approve	10/16/97	*		12:11 NCR 947	
10 NCAC 03D .2104	10:18 NCR 2399		11:29 NCR 2187	*	Approve	10/16/97	*		12:11 NCR 947	
10 NCAC 03D .2105	10:18 NCR 2399		11:29 NCR 2187	*	Object	10/16/97				
					Approve	11/20/97	*		12:16 NCR 1521	
10 NCAC 03D .2106	10:18 NCR 2399		11:29 NCR 2187	*	Object	10/16/97				
					Approve	11/20/97	*		12:16 NCR 1521	
10 NCAC 03D .2201	10:18 NCR 2399		11:29 NCR 2187	*	Object	10/16/97				
					Approve	11/20/97	*		12:16 NCR 1521	
10 NCAC 03D .2202	10:18 NCR 2399		11:29 NCR 2187	*	Approve	10/16/97			12:11 NCR 947	
10 NCAC 03D .2203	10:18 NCR 2399		11:29 NCR 2187	*	Approve	10/16/97			12:11 NCR 947	
10 NCAC 03D .2301	10:18 NCR 2399		11:29 NCR 2187	*	Approve	10/16/97			12:11 NCR 947	
10 NCAC 03D .2302	10:18 NCR 2399		11:29 NCR 2187	*	Approve	10/16/97			12:11 NCR 947	
10 NCAC 03D .2303	10:18 NCR 2399		11:29 NCR 2187	*	Object	10/16/97				
					Approve	11/20/97	*		12:16 NCR 1521	
10 NCAC 03D .2401	10:18 NCR 2399		11:29 NCR 2187	*	Approve	10/16/97	*		12:11 NCR 947	
10 NCAC 03M .0105	11:23 NCR 1779		12:06 NCR 459	*	Approve	01/15/98			12:21 NCR 1886	

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10 NCAC 03M .0205	11:23 NCR 1779		12:06 NCR 459	*	Approve	01/15/98			12:21 NCR 1886	
Mental Health, Developmental Disabilities and Substance Abuse Services										
10 NCAC 14G .0102		12:12 NCR 1060	12:19 NCR 1766	*						
10 NCAC 14V .0800	12:20 NCR 1820									
10 NCAC 14V .3402	11:08 NCR 449		11:14 NCR 1124	*	Withdrawn	01/16/97				
			11:24 NCR 1822	*	Approve	05/15/97	*		11:30 NCR 2314	
10 NCAC 14V .3800	12:20 NCR 1820									
10 NCAC 14V .3803	11:08 NCR 449		11:14 NCR 1124	*	Withdrawn	01/16/97				
			11:24 NCR 1822	*	Approve	05/15/97	*		11:30 NCR 2314	
10 NCAC 14V .4000	12:20 NCR 1820									
10 NCAC 14V .4301	12:19 NCR 1762									
10 NCAC 14V .4302	12:19 NCR 1762									
10 NCAC 14V .4303	12:19 NCR 1762									
10 NCAC 14V .4304	12:19 NCR 1762									
10 NCAC 14V .4305	12:19 NCR 1762									
10 NCAC 14V .4306	12:19 NCR 1762									
10 NCAC 14V .5000	12:20 NCR 1820									
10 NCAC 14V .5602	11:08 NCR 449		11:14 NCR 1124	*	Withdrawn	01/16/97				
			11:24 NCR 1822	*	Approve	05/15/97			11:30 NCR 2314	
10 NCAC 15A .0128	11:08 NCR 449		11:14 NCR 1124	*	Withdrawn	01/16/97				
			11:24 NCR 1822	*	Approve	05/15/97			11:30 NCR 2314	
10 NCAC 15A .0129	11:08 NCR 449		11:14 NCR 1124	*	Withdrawn	01/16/97				
			11:24 NCR 1822	*	Approve	05/15/97			11:30 NCR 2314	
10 NCAC 18W .0201	10:15 NCR 1478		11:14 NCR 1124	S	Object	01/16/97				
					Approve	02/20/97	*			
10 NCAC 18W .0202	10:15 NCR 1478		11:14 NCR 1124	S	Approve	01/16/97	*			
10 NCAC 18W .0203	10:15 NCR 1478		11:14 NCR 1124	S	Object	01/16/97				
					Approve	02/20/97	*			
10 NCAC 18W .0204	10:15 NCR 1478		11:14 NCR 1124	S	Approve	01/16/97	*			
10 NCAC 18W .0205	10:15 NCR 1478		11:14 NCR 1124	S	Object	01/16/97				
					Approve	02/20/97	*			
10 NCAC 18W .0206	10:15 NCR 1478		11:14 NCR 1124	S	Approve	01/16/97	*			
10 NCAC 18W .0207	10:15 NCR 1478		11:14 NCR 1124	S	Approve	01/16/97	*			
10 NCAC 18W .0208	10:15 NCR 1478		11:14 NCR 1124	S	Approve	01/16/97	*			

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10 NCAC 18W .0209	10:15 NCR 1478		11:14 NCR 1124	S	Approve	01/16/97	*			
10 NCAC 18W .0210	10:15 NCR 1478		11:14 NCR 1124	S	Approve	01/16/97	*			
10 NCAC 18W .0211	10:15 NCR 1478		11:14 NCR 1124	S	Object	01/16/97				
					Approve	02/20/97	*			
10 NCAC 18W .0212	10:15 NCR 1478		11:14 NCR 1124	S	Approve	01/16/97	*			
10 NCAC 18W .0213	10:15 NCR 1478		11:14 NCR 1124	S	Approve	01/16/97	*			
10 NCAC 18W .0214	10:15 NCR 1478		11:14 NCR 1124	S	Object	01/16/97				
					Approve	02/20/97	*			
10 NCAC 18W .0215	10:15 NCR 1478		11:14 NCR 1124	S	Object	01/16/97				
					Approve	02/20/97	*			
10 NCAC 18W .0216	10:15 NCR 1478		11:14 NCR 1124	S	Approve	01/16/97	*			
10 NCAC 18W .0217	10:15 NCR 1478		11:14 NCR 1124	S	Approve	01/16/97	*			
10 NCAC 18W .0218	10:15 NCR 1478		11:14 NCR 1124	S	Object	01/16/97				
					Approve	02/20/97	*			
10 NCAC 18W .0219	10:15 NCR 1478		11:14 NCR 1124	S	Approve	01/16/97	*			
10 NCAC 45H .0200	11:08 NCR 449									
10 NCAC 45H .0203	11:08 NCR 449	11:29 NCR 2208	11:29 NCR 2208	*	Approve	12/18/97	*		12:17 NCR 1620	
10 NCAC 45H .0205	11:19 NCR 1762									
Secretary of Health and Human Services										
10 NCAC 14C .1151	12:20 NCR 1820									
10 NCAC 14V .7006		12:01 NCR 31	12:07 NCR 511	*						
10 NCAC 14V .7101	11:30 NCR 2300		12:06 NCR 459	*	Approve	02/19/98	*		12:22 NCR 2012	
10 NCAC 14V .7102	11:30 NCR 2300		12:06 NCR 459	*	Approve	02/19/98	*		12:22 NCR 2012	
10 NCAC 14V .7103	11:30 NCR 2300		12:06 NCR 459	S	Approve	02/19/98	*		12:22 NCR 2012	
10 NCAC 14V .7104	11:30 NCR 2300		12:06 NCR 459	S	Approve	03/19/98	*			
10 NCAC 14V .7105	11:30 NCR 2300		12:06 NCR 459	S	Approve	02/19/98	*		12:22 NCR 2012	
10 NCAC 21B .0117		12:17 NCR 1616	12:21 NCR 1875	S						
Social Services Commission										
10 NCAC 24A .0508	12:12 NCR 993	12:13 NCR 1180								
10 NCAC 30 .0207	12:11 NCR 919	12:14 NCR 1347	12:15 NCR 1420	*						
10 NCAC 35E .0101		11:16 NCR 1288	11:30 NCR 2301	*	Approve	08/21/97	*		12:07 NCR 561	

Agency/Rule Citation	Rule-making Proceedings	Temporary Rule	Notice of Text	Fiscal Note	RRC Status		Text differs from proposal	Effective by Governor	Approved Rule	Other
					Action	Date				
10 NCAC 35E .0105		11:16 NCR 1288	11:30 NCR 2301	*	Approve	08/21/97	*		12:07 NCR 561	
10 NCAC 35E .0106		11:16 NCR 1288	11:30 NCR 2301	*	Approve	08/21/97	*		12:07 NCR 561	
10 NCAC 35E .0308		11:16 NCR 1288	11:30 NCR 2301	*	Approve	08/21/97	*		12:07 NCR 561	
10 NCAC 41A .0007		12:11 NCR 938	12:15 NCR 1420	*						
10 NCAC 41E	12:11 NCR 919									
10 NCAC 41F .0707		12:11 NCR 938	12:15 NCR 1420	S						
10 NCAC 41F .0813		12:11 NCR 938	12:15 NCR 1420	S						
10 NCAC 41G	12:11 NCR 919									
10 NCAC 41I .0100	10:17 NCR 2228									
10 NCAC 41I .0102	10:17 NCR 2228		10:21 NCR 2687	*						
10 NCAC 42C .2301	12:22 NCR 1979									
10 NCAC 42C .3401		12:13 NCR 1180								
10 NCAC 42C .3403		12:13 NCR 1180								
10 NCAC 42C .3404		12:13 NCR 1180								
10 NCAC 42C .3601		12:13 NCR 1180								
10 NCAC 42J .0001		11:16 NCR 1288	11:30 NCR 2301	*	Approve	08/21/97	*		12:07 NCR 561	
10 NCAC 42J .0004		11:16 NCR 1288	11:30 NCR 2301	*	Approve	08/21/97			12:07 NCR 561	
10 NCAC 42J .0005		11:16 NCR 1288	11:30 NCR 2301	*	Object Approve	08/21/97 09/18/97	 *		 12:10 NCR 878	
10 NCAC 42R .0201	12:11 NCR 919	12:13 NCR 1180								
10 NCAC 47A .0502		12:11 NCR 938	12:15 NCR 1420	*						
10 NCAC 47B .0102		12:11 NCR 938	12:15 NCR 1420	*						
10 NCAC 47B .0303		12:11 NCR 938	12:15 NCR 1420	*						
10 NCAC 47B .0304		12:11 NCR 938	12:15 NCR 1420	*						
10 NCAC 47B .0305		12:11 NCR 938	12:15 NCR 1420	*						
10 NCAC 47B .0403		12:11 NCR 938	12:15 NCR 1420	*						
10 NCAC 49B .0608	12:20 NCR 1822									
Vocational Rehabilitation Services										
10 NCAC 20C .0201	12:08 NCR 618		12:13 NCR 1135	*	Approve	03/19/98				

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					Action	Date				
10 NCAC 20C .0202	12:08 NCR 618		12:13 NCR 1135	*	Approve	03/19/98				
10 NCAC 20C .0203	12:08 NCR 618		12:13 NCR 1135	*	Approve	03/19/98				
10 NCAC 20C .0601	12:08 NCR 618		12:13 NCR 1135	*	Approve	03/19/98				
10 NCAC 20C .0603	12:08 NCR 618		12:13 NCR 1135	*	Approve	03/19/98				
10 NCAC 20C .0604	12:08 NCR 618		12:13 NCR 1135	*	Approve	03/19/98				
10 NCAC 20C .0606	12:08 NCR 618		12:13 NCR 1135	*	Approve	03/19/98				
INSURANCE										
11 NCAC 06	12:09 NCR 744									
11 NCAC 10 .0105	12:09 NCR 744		12:14 NCR 1255	*	Approve	03/19/98	*			
11 NCAC 10 .0602		11:15 NCR 1223	11:19 NCR 1426	*	Approve	03/20/97	*		11:26 NCR 2004	
11 NCAC 10 .0603		11:15 NCR 1223	11:19 NCR 1426	*	Approve	03/20/97	*		11:26 NCR 2004	
11 NCAC 10 .0606		11:15 NCR 1223	11:19 NCR 1426	*	Approve	03/20/97	*		11:26 NCR 2004	
11 NCAC 11B .0601	12:09 NCR 744		12:14 NCR 1255	*	Approve	03/19/98				
11 NCAC 11B .0602	12:09 NCR 744		12:14 NCR 1255	*	Approve	03/19/98				
11 NCAC 11B .0603	12:09 NCR 744		12:14 NCR 1255	*	Approve	03/19/98				
11 NCAC 11B .0604	12:09 NCR 744		12:14 NCR 1255	*	Approve	03/19/98				
11 NCAC 11B .0605	12:09 NCR 744		12:14 NCR 1255	*	Approve	03/19/98				
11 NCAC 11B .0606	12:09 NCR 744		12:14 NCR 1255	*	Approve	03/19/98				
11 NCAC 11B .0607	12:09 NCR 744		12:14 NCR 1255	*	Approve	03/19/98				
11 NCAC 11B .0608	12:09 NCR 744		12:14 NCR 1255	*	Approve	03/19/98				
11 NCAC 11B .0609	12:09 NCR 744		12:14 NCR 1255	*	Approve	03/19/98				
11 NCAC 11B .0610	12:09 NCR 744		12:14 NCR 1255	*	Approve	03/19/98				
11 NCAC 11B .0611	12:09 NCR 744		12:14 NCR 1255	*	Approve	03/19/98				
11 NCAC 11B .0612	12:09 NCR 744		12:14 NCR 1255	*	Approve	03/19/98				
11 NCAC 11B .0613	12:09 NCR 744		12:14 NCR 1255	*	Approve	03/19/98				
11 NCAC 11B .0614	12:09 NCR 744		12:14 NCR 1255	*	Approve	03/19/98				
11 NCAC 11B .0615	12:09 NCR 744		12:14 NCR 1255	*	Approve	03/19/98				
11 NCAC 11B .0616	12:09 NCR 744		12:14 NCR 1255	*	Approve	03/19/98				

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					Action	Date				
11 NCAC 11B .0617	12:09 NCR 744		12:14 NCR 1255	*	Approve	03/19/98				
11 NCAC 11C .0108	12:09 NCR 744		12:14 NCR 1255	*	Approve	03/19/98				
11 NCAC 11C .0109	12:09 NCR 744		12:14 NCR 1255	*	Approve	03/19/98				
11 NCAC 12	12:09 NCR 744									
11 NCAC 12 .1703	N/A	N/A	N/A		Approve	12/18/97			12:17 NCR 1620	
11 NCAC 12 .1801		12:11 NCR 942	12:15 NCR 1424	*	Approve	04/15/98				
11 NCAC 12 .1802		12:11 NCR 942	12:15 NCR 1424	*	Approve	04/15/98				
11 NCAC 12 .1803		12:11 NCR 942	12:15 NCR 1424	*	Approve	04/15/98	*			
11 NCAC 12 .1804		12:11 NCR 942	12:15 NCR 1424	*	Approve	04/15/98	*			
11 NCAC 13	12:09 NCR 744									
11 NCAC 14	12:09 NCR 744									
11 NCAC 15	12:09 NCR 744									
11 NCAC 16	12:09 NCR 744									
11 NCAC 17	12:09 NCR 744									
11 NCAC 19 .0002	12:09 NCR 744		12:14 NCR 1262	*	Approve	03/19/98	*			
11 NCAC 19 .0003	12:09 NCR 744		12:14 NCR 1262	*	Approve	03/19/98	*			
11 NCAC 19 .0004	12:09 NCR 744		12:14 NCR 1262	*	Approve	03/19/98				
11 NCAC 19 .0006	12:09 NCR 744		12:14 NCR 1262	*	Approve	03/19/98				
11 NCAC 20	12:09 NCR 744									
11 NCAC 21	12:09 NCR 744									
Fire and Rescue Commission										
11 NCAC 05C .0101	12:09 NCR 744		12:14 NCR 1252	*	Approve	03/19/98				
11 NCAC 05C .0102	12:09 NCR 744		12:14 NCR 1252	*	Approve	03/19/98				
11 NCAC 05C .0103	12:09 NCR 744		12:14 NCR 1252	*	Approve	03/19/98	*			
11 NCAC 05C .0104	12:09 NCR 744		12:14 NCR 1252	*	Agency Withdrew 03/19/98					
Home Inspector Licensure Board										
Home Inspector Licensure Board										11:27 NCR 2049
11 NCAC 08	12:09 NCR 744									

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					Action	Date				
11 NCAC 08 .1000	12:09 NCR 744									
11 NCAC 08 .1001		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1002		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1003		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1004		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97	*		12:03 NCR 213	
11 NCAC 08 .1005		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1006		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1007		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1008		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1009		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1010		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1011		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1101		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1102		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1103		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1104		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1105		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97	*		12:03 NCR 213	
11 NCAC 08 .1106		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1107		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1108		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1109		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1110		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj

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Agency/Rule Citation	Rule-making Proceedings	Temporary Rule	Notice of Text	Fiscal Note	RRC Status		Text differs from proposal	Effective by Governor	Approved Rule	Other
					Action	Date				
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1111		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1112		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1113		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1114		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1115		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1116		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1201		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1202		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1203		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1204		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1205		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1206		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1207		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1208		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1209		11:15 NCR 1212	11:19 NCR 1416	*	Agency withdrew	03/97				Temp Filed over obj
			11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	
11 NCAC 08 .1301	12:09 NCR 744		12:14 NCR 1253	*	Approve	03/19/98	*			
11 NCAC 08 .1302	12:09 NCR 744		12:14 NCR 1253	*	Approve	03/19/98	*			
11 NCAC 08 .1303	12:09 NCR 744		12:14 NCR 1253	*	Approve	03/19/98				
11 NCAC 08 .1304	12:09 NCR 744		12:14 NCR 1253	*	Approve	03/19/98				
11 NCAC 08 .1305	12:09 NCR 744		12:14 NCR 1253	*	Approve	03/19/98				
11 NCAC 08 .1306	12:09 NCR 744		12:14 NCR 1253	*	Approve	03/19/98				
11 NCAC 08 .1307	12:09 NCR 744		12:14 NCR 1253	*	Approve	03/19/98				
11 NCAC 08 .1308	12:09 NCR 744		12:14 NCR 1253	*	Approve	03/19/98	*			

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					Action	Date				
JUSTICE										
Alarm Systems Licensing Board										
12 NCAC 11	11:30 NCR 2300									
12 NCAC 11 .0202	10:24 NCR 3057		11:14 NCR 1136	*	Tabled	06/19/97				
					Approve	08/21/97			12:07 NCR 561	
12 NCAC 11 .0204	12:12 NCR 993		12:20 NCR 1823	*						
12 NCAC 11 .0210	12:08 NCR 618		12:20 NCR 1823	*						
12 NCAC 11 .0501	11:30 NCR 2300		12:20 NCR 1823	*						
12 NCAC 11 .0502	11:30 NCR 2300		12:20 NCR 1823	*						
12 NCAC 11 .0503	11:30 NCR 2300		12:20 NCR 1823	*						
12 NCAC 11 .0504	11:30 NCR 2300		12:20 NCR 1823	*						
12 NCAC 11 .0505	11:30 NCR 2300		12:20 NCR 1823	*						
12 NCAC 11 .0506	11:30 NCR 2300		12:20 NCR 1823	*						
12 NCAC 11 .0507	11:30 NCR 2300		12:20 NCR 1823	*						
Criminal Justice Education and Training Standards Commission										
12 NCAC 09A .0103	11:14 NCR 1109		11:20 NCR 1539	*	Approve	04/17/97			11:29 NCR 2211	
12 NCAC 09A .0103	12:21 NCR 1873									
12 NCAC 09B .0101	12:21 NCR 1873									
12 NCAC 09B .0102	11:14 NCR 1109		11:20 NCR 1539	*	Object	04/17/97				
					Approve	05/15/97	*		11:30 NCR 2314	
12 NCAC 09B .0111	11:14 NCR 1109		11:20 NCR 1539	*	Approve	04/17/97			11:29 NCR 2211	
12 NCAC 09B .0206	11:14 NCR 1109		11:20 NCR 1539	*	Approve	04/17/97			11:29 NCR 2211	
12 NCAC 09B .0210	12:21 NCR 1873									
12 NCAC 09B .0211	12:21 NCR 1873									
12 NCAC 09B .0212	12:21 NCR 1873									
12 NCAC 09B .0213	12:21 NCR 1873									
12 NCAC 09B .0214	12:21 NCR 1873									
12 NCAC 09B .0215	12:21 NCR 1873									
12 NCAC 09B .0218	12:21 NCR 1873									
12 NCAC 09B .0220	12:21 NCR 1873									

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					Action	Date				
12 NCAC 09B .0221	12:21 NCR 1873									
12 NCAC 09B .0222	12:21 NCR 1873									
12 NCAC 09B .0224	11:14 NCR 1109		11:20 NCR 1539	*	Approve	04/17/97			11:29 NCR 2211	
12 NCAC 09B .0225	11:14 NCR 1109		11:20 NCR 1539	*	Approve	04/17/97			11:29 NCR 2211	
12 NCAC 09B .0301	12:21 NCR 1873									
12 NCAC 09B .0305	12:21 NCR 1873									
12 NCAC 09B .0309	12:21 NCR 1873									
12 NCAC 09B .0310	12:21 NCR 1873									
12 NCAC 09B .0311	12:21 NCR 1873									
12 NCAC 09B .0404	12:21 NCR 1873									
12 NCAC 09B .0408	12:21 NCR 1873									
12 NCAC 09B .0409	11:14 NCR 1109		11:20 NCR 1539	*	Approve	04/17/97			11:29 NCR 2211	
12 NCAC 09B .0409	12:21 NCR 1873									
12 NCAC 09B .0414	12:21 NCR 1873									
12 NCAC 09B .0416	12:21 NCR 1873									
12 NCAC 09C .0304	11:14 NCR 1109		11:20 NCR 1539	*	Approve	04/17/97			11:29 NCR 2211	
12 NCAC 09C .0307	11:14 NCR 1109		11:20 NCR 1539	*	Approve	04/17/97	*		11:29 NCR 2211	
12 NCAC 09C .0309	11:14 NCR 1109		11:20 NCR 1539	*	Approve	04/17/97			11:29 NCR 2211	
12 NCAC 09C .0308	12:21 NCR 1873									
12 NCAC 09C .0601	11:14 NCR 1109		11:20 NCR 1539	*	Approve	04/17/97			11:29 NCR 2211	
12 NCAC 09C .0602	11:14 NCR 1109		11:20 NCR 1539	*	Approve	04/17/97			11:29 NCR 2211	
12 NCAC 09C .0603	11:14 NCR 1109		11:20 NCR 1539	*	Approve	04/17/97			11:29 NCR 2211	
12 NCAC 09C .0604	11:14 NCR 1109		11:20 NCR 1539	*	Approve	04/17/97			11:29 NCR 2211	
12 NCAC 09C .0605	11:14 NCR 1109		11:20 NCR 1539	*	Approve	04/17/97			11:29 NCR 2211	
12 NCAC 09C .0606	11:14 NCR 1109		11:20 NCR 1539	*	Approve	04/17/97			11:29 NCR 2211	
12 NCAC 09C .0607	11:14 NCR 1109		11:20 NCR 1539	*	Approve	04/17/97			11:29 NCR 2211	
12 NCAC 09C .0608	11:14 NCR 1109		11:20 NCR 1539	*	Approve	04/17/97			11:29 NCR 2211	

Private Protective Services Board

Agency/Rule Citation	Rule-making Proceedings	Temporary Rule	Notice of Text	Fiscal Note	RRC Status		Text differs from proposal	Effective by Governor	Approved Rule	Other
					Action	Date				
12 NCAC 07D .0104	11:16 NCR 1268		12:09 NCR 748	*	Approve	03/19/98				
12 NCAC 07D .0201	11:10 NCR 818		12:08 NCR 622	*	Approve	03/19/98				
12 NCAC 07D .0204	11:14 NCR 1108		12:08 NCR 622	*	**Object**	**03/19/98**				
12 NCAC 07D .0504	11.10 NCR 818		12:08 NCR 622	*	Approve	03/19/98				
12 NCAC 07D .0701	11:10 NCR 818		12:08 NCR 622	*	Approve	03/19/98				
12 NCAC 07D .0801	11:10 NCR 818		12:08 NCR 622	*	Approve	03/19/98				
12 NCAC 07D .0902	11 10 NCR 818		12:08 NCR 622	*	Approve	03/19/98				
12 NCAC 07D .1106	11 14 NCR 1108		12:08 NCR 622	*	**Object**	**03/19/98**				
12 NCAC 07D .1201	11:10 NCR 818		12:14 NCR 1263	*						
12 NCAC 07D .1202	11:10 NCR 818		12:14 NCR 1263	*						
12 NCAC 07D .1301	11:16 NCR 1268		12:14 NCR 1263	*						
12 NCAC 07D .1302	11.16 NCR 1268		12:14 NCR 1263	*						
12 NCAC 07D .1303	11:16 NCR 1268		12:14 NCR 1263	*						
12 NCAC 07D .1304	11.16 NCR 1268		12:14 NCR 1263	*						
12 NCAC 07D .1305	11.16 NCR 1268		12:14 NCR 1263	*						
12 NCAC 07D .1306	11.16 NCR 1268		12:14 NCR 1263	*						
12 NCAC 07D .1307	11:16 NCR 1268		12:14 NCR 1263	*						
Sheriffs' Education and Training Standards Commission										
12 NCAC 10B .0101	12:04 NCR 242		12:08 NCR 624	*	Approve	12/18/97			12:17 NCR 1620	
12 NCAC 10B .0103	12:07 NCR 508	12.18 NCR 1703	12:12 NCR 995	*	Approve	03/19/98	*			
12 NCAC 10B .0107	12:04 NCR 242		12:08 NCR 624	*	Approve	12/18/97	*		12:17 NCR 1620	
12 NCAC 10B .0109	N/A	N/A	N/A		Approve	01/15/98			12.21 NCR 1886	
12 NCAC 10B .0202	12:04 NCR 242		12:08 NCR 624	*	Approve	12/18/97	*		12.17 NCR 1620	
12 NCAC 10B .0204	12:04 NCR 242		12:08 NCR 624	*	Approve	12/18/97	*		12:17 NCR 1620	
12 NCAC 10B .0206	12:04 NCR 242		12:08 NCR 624	*	Approve	12/18/97	*		12:17 NCR 1620	
12 NCAC 10B .0206	12:07 NCR 508	12:18 NCR 1703	12:18 NCR 1703	*						
12 NCAC 10B .0304	12:04 NCR 242	12:18 NCR 1703	12:08 NCR 624	L	Approve	03/19/98				
12 NCAC 10B .0401	12:07 NCR 508	12:18 NCR 1703	12:12 NCR 995	S/L	Agency withdrew Approve	01/15/98 03/19/98				

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					Action	Date				
12 NCAC 10B .0402	12:07 NCR 508	12:18 NCR 1703	12:12 NCR 995	*	Approve	03/19/98				
12 NCAC 10B .0403	12:07 NCR 508	12:18 NCR 1703	12:12 NCR 995	*	Approve	03/19/98	*			
12 NCAC 10B .0403	N/A	N/A	N/A		Approve	01/15/98			12:21 NCR 1886	
12 NCAC 10B .0406	12:07 NCR 508	12:18 NCR 1703	12:12 NCR 995	*	Approve	03/19/98				
12 NCAC 10B .0407	12:07 NCR 508	12:18 NCR 1703	12:12 NCR 995	*	Approve	03/19/98				
12 NCAC 10B .0408	12:07 NCR 508	12:18 NCR 1703	12:12 NCR 995	*	Approve	03/19/98				
12 NCAC 10B .0409	12:07 NCR 508	12:18 NCR 1703	12:12 NCR 995	*	Approve	03/19/98				
12 NCAC 10B .0505	12:04 NCR 242		12:08 NCR 624	*	Approve	12/18/97	*		12:17 NCR 1620	
12 NCAC 10B .0505	N/A	N/A	N/A		Approve	01/15/98			12:21 NCR 1886	
12 NCAC 10B .0601	12:04 NCR 242		12:08 NCR 624	*	Approve	12/18/97	*		12:17 NCR 1620	
12 NCAC 10B .0601	N/A	N/A	N/A		Approve	01/15/98			12:21 NCR 1886	
12 NCAC 10B .0602	N/A	N/A	N/A		Approve	01/15/98			12:21 NCR 1886	
12 NCAC 10B .0603	12:04 NCR 242		12:08 NCR 624	*	Approve	12/18/97	*		12:17 NCR 1620	
12 NCAC 10B .0603	N/A	N/A	N/A		Approve	01/15/98			12:21 NCR 1886	
12 NCAC 10B .0605	12:04 NCR 242		12:08 NCR 624	*	Approve	12/18/97	*		12:17 NCR 1620	
12 NCAC 10B .0701	12:07 NCR 508	12:18 NCR 1703	12:12 NCR 995	*	Approve	03/19/98				
12 NCAC 10B .0701	N/A	N/A	N/A		Approve	01/15/98			12:21 NCR 1886	
12 NCAC 10B .0702	12:04 NCR 242		12:08 NCR 624	*	Approve	12/18/97			12:17 NCR 1620	
12 NCAC 10B .0702	12:07 NCR 508	12:18 NCR 1703	12:12 NCR 995	*	Approve	03/19/98				
12 NCAC 10B .0703	12:04 NCR 242		12:08 NCR 624	*	Approve	12/18/97	*		12:17 NCR 1620	
12 NCAC 10B .0704	12:04 NCR 242		12:08 NCR 624	*	Approve	12/18/97	*		12:17 NCR 1620	
12 NCAC 10B .0705	12:04 NCR 242		12:08 NCR 624	*	Approve	12/18/97			12:17 NCR 1620	
12 NCAC 10B .0706	12:04 NCR 242		12:08 NCR 624	*	Approve	12/18/97			12:17 NCR 1620	
12 NCAC 10B .0707	12:04 NCR 242		12:08 NCR 624	*	Approve	12/18/97	*		12:17 NCR 1620	
12 NCAC 10B .0801	12:04 NCR 242		12:08 NCR 624	*	Approve	12/18/97			12:17 NCR 1620	
12 NCAC 10B .0802	12:04 NCR 242		12:08 NCR 624	*	Approve	12/18/97	*		12:17 NCR 1620	
12 NCAC 10B .0903	12:04 NCR 242		12:08 NCR 624	*	Approve	12/18/97	*		12:17 NCR 1620	
12 NCAC 10B .0908	12.04 NCR 242		12:08 NCR 624	*	Approve	12/18/97			12:17 NCR 1620	

Agency/Rule Citation	Rule-making Proceedings	Temporary Rule	Notice of Text	Fiscal Note	RRC Status		Text differs from proposal	Effective by Governor	Approved Rule	Other
					Action	Date				
12 NCAC 10B .0909	12:04 NCR 242		12:08 NCR 624	*	Approve	12/18/97	*		12:17 NCR 1620	
12 NCAC 10B .0910	12:04 NCR 242		12:08 NCR 624	*	Approve	12/18/97			12:17 NCR 1620	
12 NCAC 10B .0911	12:04 NCR 242		12:08 NCR 624	*	Approve	12/18/97			12:17 NCR 1620	
12 NCAC 10B .1001	N/A	N/A	N/A		Approve	01/15/98			12:21 NCR 1886	
12 NCAC 10B .1002	12:04 NCR 242		12:08 NCR 624	*	Approve	12/18/97	*		12:17 NCR 1620	
12 NCAC 10B .1002	N/A	N/A	N/A		Approve	01/15/98			12:21 NCR 1886	
12 NCAC 10B .1004	12:04 NCR 242		12:08 NCR 624	*	Approve	12/18/97			12:17 NCR 1620	
12 NCAC 10B .1005	12:04 NCR 242		12:08 NCR 624	*	Approve	12/18/97			12:17 NCR 1620	
12 NCAC 10B .1006	12:04 NCR 242		12:08 NCR 624	*	Approve	12/18/97	*		12:17 NCR 1620	
12 NCAC 10B .1101	12:04 NCR 242		12:08 NCR 624	*	Approve	03/19/98	*			
12 NCAC 10B .1101	12:07 NCR 508	12:18 NCR 1703	12:08 NCR 624							
12 NCAC 10B .1101	N/A	N/A	N/A		Approve	01/15/98			12:21 NCR 1886	
12 NCAC 10B .1102	12:04 NCR 242		12:08 NCR 624	*	Approve	03/19/98	*			
12 NCAC 10B .1102	12:07 NCR 508	12:18 NCR 1703	12:08 NCR 624							
12 NCAC 10B .1102	N/A	N/A	N/A		Approve	01/15/98			12:21 NCR 1886	
12 NCAC 10B .1103	12:04 NCR 242		12:08 NCR 624	*	Approve	03/19/98	*			
12 NCAC 10B .1103	12:07 NCR 508	12:18 NCR 1703	12:08 NCR 624							
12 NCAC 10B .1104	12:04 NCR 242		12:08 NCR 624	*	Approve	03/19/98	*			
12 NCAC 10B .1104	12:07 NCR 508	12:18 NCR 1703	12:08 NCR 624							
12 NCAC 10B .1105	12:04 NCR 242		12:08 NCR 624	*	Approve	03/19/98	*			
12 NCAC 10B .1201	N/A	N/A	N/A		Approve	01/15/98			12:21 NCR 1886	
12 NCAC 10B .1202	12:04 NCR 242		12:08 NCR 624	*	Approve	12/18/97	*		12:17 NCR 1620	
12 NCAC 10B .1202	N/A	N/A	N/A		Approve	01/15/98			12:21 NCR 1886	
12 NCAC 10B .1204	12:04 NCR 242		12:08 NCR 624	*	Approve	12/18/97			12:17 NCR 1620	
12 NCAC 10B .1205	12:04 NCR 242		12:08 NCR 624	*	Approve	12/18/97			12:17 NCR 1620	
12 NCAC 10B .1206	12:04 NCR 242		12:08 NCR 624	*	Approve	12/18/97	*		12:17 NCR 1620	
12 NCAC 10B .1301	12:07 NCR 508	12:18 NCR 1703	12:12 NCR 995	*	Approve	03/19/98				
12 NCAC 10B .1302	12:07 NCR 508	12:18 NCR 1703	12:12 NCR 995	S	Approve	03/19/98				

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					Action	Date				
12 NCAC 10B .1303	12:07 NCR 508	12:18 NCR 1703	12:12 NCR 995	S	Approve	03/19/98				
12 NCAC 10B .1304	12:07 NCR 508	12:18 NCR 1703	12:12 NCR 995	S	Approve	03/19/98	*			
12 NCAC 10B .2001	N/A	N/A	N/A		Approve	01/15/98			12:21 NCR 1886	
12 NCAC 10B .2002	12:07 NCR 508	12:18 NCR 1703	12:12 NCR 995	*	Approve	03/19/98				
12 NCAC 10B .2101	12:07 NCR 508	12:18 NCR 1703	12:12 NCR 995	*	Approve	03/19/98	*			
12 NCAC 10B .2102	12:07 NCR 508	12:18 NCR 1703	12:12 NCR 995	*	Approve	03/19/98	*			
12 NCAC 10B .2104	12:07 NCR 508	12:18 NCR 1703	12:12 NCR 995	*	Approve	03/19/98	*			
12 NCAC 10B .2105	12:07 NCR 508	12:18 NCR 1703	12:12 NCR 995	*	Approve	03/19/98				
State Bureau of Investigation/Division of Criminal Information										
12 NCAC 04E .0103	11:11 NCR 881		11:17 NCR 1339	*	Approve	05/15/97			11:30 NCR 2314	
12 NCAC 04E .0104	11:17 NCR 1336		11:22 NCR 1710	*	Approve	07/17/97	*		12:04 NCR 317	
12 NCAC 04E .0401	11:17 NCR 1336		11:22 NCR 1710	*	Approve	07/17/97			12:04 NCR 317	
12 NCAC 04E .0404	11:17 NCR 1336		11:22 NCR 1710	*	Approve	07/17/97	*		12:04 NCR 317	
12 NCAC 04E .0405	11:17 NCR 1336		11:22 NCR 1710	*	Approve	07/17/97	*		12:04 NCR 317	
LABOR										
Boiler & Pressure Vessel										
13 NCAC 13 .0213		11:25 NCR 1918 12:13 NCR 1184	Temp Expired 12/27/97 12:13 NCR 1184	S/L	Approve	03/19/98	*			
Occupational Safety and Health										
***Verbatim Adoption Federal Standards**										
*13 NCAC 07F .0101										12:08 NCR 613
*13 NCAC 07F .0101									12:20 NCR 1815	
*13 NCAC 07F .0201									12:20 NCR 1815	
*13 NCAC 07F .0501										12:08 NCR 613
*13 NCAC 07F .0502										12:08 NCR 613
13 NCAC 07A .0302	11:26 NCR 1984		12:03 NCR 170	*	Approve	11/20/97	*			12:16 NCR 1521
13 NCAC 07A .0708	11:26 NCR 1984		12:03 NCR 170	*	Approve	11/20/97	*		12:16 NCR 1521	
13 NCAC 07A .0900	11:11 NCR 881									
13 NCAC 07F	11:03 NCR 106									

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					Action	Date				
13 NCAC 07F .0101	11:24 NCR 1817		12:05 NCR 354	*	Approve	11/20/97	*		12:16 NCR 1521	
13 NCAC 07F .0101	11:26 NCR 1984		12:03 NCR 170	*						
13 NCAC 07F .0102	11:26 NCR 1984		12:03 NCR 170	*	Approve	11/20/97			12:16 NCR 1521	
13 NCAC 07F .0201	11:03 NCR 106									
13 NCAC 07F .0201	11:09 NCR 568									republished 11:24 NCR 1817
13 NCAC 07F .0201	11:24 NCR 1817		12:02 NCR 60	*	Approve	11/20/97	*		12:16 NCR 1521	
13 NCAC 07F .0201	11:26 NCR 1984		12:03 NCR 170	*						
13 NCAC 07F .0301	11:03 NCR 106									
13 NCAC 07F .0301	11:26 NCR 1984		12:03 NCR 170	*	Approve	11/20/97	*		12:16 NCR 1521	
13 NCAC 07F .0426	11:26 NCR 1984		12:03 NCR 170	*	Approve	11/20/97	*		12:16 NCR 1521	
13 NCAC 07F .0501	11:26 NCR 1984		12:03 NCR 170	*	Approve	11/20/97	*		12:16 NCR 1521	
13 NCAC 07F .0502	11:26 NCR 1984		12:03 NCR 170	*	Approve	11/20/97	*		12:16 NCR 1521	
13 NCAC 16 .0101	11:26 NCR 1984		12:05 NCR 412	*	Approve	12/18/97	*		12:17 NCR 1620	
13 NCAC 16 .0102	11:26 NCR 1984		12:05 NCR 412	*	Approve	12/18/97	*		12:17 NCR 1620	
13 NCAC 16 .0103	11:26 NCR 1984		12:05 NCR 412	*	Approve	12/18/97			12:17 NCR 1620	
13 NCAC 16 .0201	11:26 NCR 1984		12:05 NCR 412	*	Approve	12/18/97	*		12:17 NCR 1620	
13 NCAC 16 .0202	11:26 NCR 1984		12:05 NCR 412	*	Approve	12/18/97			12:17 NCR 1620	
13 NCAC 16 .0203	11:26 NCR 1984		12:05 NCR 412	*	Approve	12/18/97			12:17 NCR 1620	
13 NCAC 16 .0204	11:26 NCR 1984		12:05 NCR 412	*	Approve	12/18/97			12:17 NCR 1620	
13 NCAC 16 .0205	11:26 NCR 1984		12:05 NCR 412	*	Approve	12/18/97			12:17 NCR 1620	
13 NCAC 16 .0206	11:26 NCR 1984		12:05 NCR 412	*	Approve	12/18/97			12:17 NCR 1620	
13 NCAC 16 .0207	11:26 NCR 1984		12:05 NCR 412	*	Approve	12/18/97			12:17 NCR 1620	
13 NCAC 16 .0208	11:26 NCR 1984		12:05 NCR 412	*	Approve	12/18/97			12:17 NCR 1620	
13 NCAC 16 .0301	11:26 NCR 1984		12:05 NCR 412	*	Approve	12/18/97	*		12:17 NCR 1620	
13 NCAC 16 .0302	11:26 NCR 1984		12:05 NCR 412	*	Approve	12/18/97			12:17 NCR 1620	
13 NCAC 16 .0303	11:26 NCR 1984		12:05 NCR 412	*	Approve	12/18/97			12:17 NCR 1620	
13 NCAC 16 .0401	11:26 NCR 1984		12:05 NCR 412	*	Approve	12/18/97			12:17 NCR 1620	
13 NCAC 16 .0402	11:26 NCR 1984		12:05 NCR 412	*	Approve	12/18/97	*		12:17 NCR 1620	

Agency/Rule Citation	Rule-making Proceedings	Temporary Rule	Notice of Text	Fiscal Note	RRC Status		Text differs from proposal	Effective by Governor	Approved Rule	Other
					Action	Date				
13 NCAC 16 .0501	11:26 NCR 1984		12:05 NCR 412	*	Approve	12/18/97	*		12:17 NCR 1620	
13 NCAC 16 .0502	11:26 NCR 1984		12:05 NCR 412	*	Approve	12/18/97			12:17 NCR 1620	
13 NCAC 16 .0601	11:26 NCR 1984		12:05 NCR 412	*	Agency did not adopt					
13 NCAC 16 .0602	11:26 NCR 1984		12:05 NCR 412	*	Agency did not adopt					
LANDSCAPE ARCHITECTS, BOARD OF										
21 NCAC 26 .0104		12.08 NCR 730								
21 NCAC 26 .0105		12:08 NCR 730								
21 NCAC 26 .0302		12:08 NCR 730								
21 NCAC 26 .0506		12:08 NCR 730								
21 NCAC 26 .0507		12:08 NCR 730								
21 NCAC 26 .0508		12:08 NCR 730								
21 NCAC 26 .0509		12.08 NCR 730								
MEDICAL BOARD										
21 NCAC 32B	11:18 NCR 1369									
21 NCAC 32B	12:04 NCR 245									
21 NCAC 32F .0103		11:18 NCR 1386 Temp Expired	12:04 NCR 294	*						
21 NCAC 32F .0103		12:14 NCR 1354	12:21 NCR 1881	*						
21 NCAC 32H .0102	11:26 NCR 1986		12:04 NCR 294	*	Approve	12/18/97	*		12:17 NCR 1620	
21 NCAC 32H .0201	11:26 NCR 1986		12:04 NCR 294	*	Approve	12/18/97	*		12:17 NCR 1620	
21 NCAC 32H .0202	11:26 NCR 1986		12:04 NCR 294	*	Approve	12/18/97			12:17 NCR 1620	
21 NCAC 32H .0203	11:26 NCR 1986		12:04 NCR 294	*	Approve	12/18/97			12:17 NCR 1620	
21 NCAC 32H .0301	11:26 NCR 1986		12:04 NCR 294	*	Approve	12/18/97			12:17 NCR 1620	
21 NCAC 32H .0302	11:26 NCR 1986		12:04 NCR 294	*	Approve	12/18/97			12:17 NCR 1620	
21 NCAC 32H .0303	11:26 NCR 1986		12:04 NCR 294	*	Approve	12/18/97			12:17 NCR 1620	
21 NCAC 32H .0401	11:26 NCR 1986		12:04 NCR 294	*	Approve	12/18/97			12:17 NCR 1620	
21 NCAC 32H .0402	11:26 NCR 1986		12:04 NCR 294	*	Approve	12/18/97	*		12:17 NCR 1620	
21 NCAC 32H .0402		12:04 NCR 314								
21 NCAC 32H .0403	11:26 NCR 1986		12:04 NCR 294	*	Approve	12/18/97	*		12:17 NCR 1620	

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					Action	Date				
21 NCAC 32H .0404	11:26 NCR 1986		12:04 NCR 294	*	Approve	12/18/97	*		12:17 NCR 1620	
21 NCAC 32H .0405	11:26 NCR 1986		12:04 NCR 294	*	Approve	12/18/97			12:17 NCR 1620	
21 NCAC 32H .0406	11:26 NCR 1986		12:04 NCR 294	L	Approve	12/18/97			12:17 NCR 1620	
21 NCAC 32H .0407	11:26 NCR 1986		12:04 NCR 294	*	Approve	12/18/97			12:17 NCR 1620	
21 NCAC 32H .0408	11:26 NCR 1986		12:04 NCR 294	*	Approve	12/18/97			12:17 NCR 1620	
21 NCAC 32H .0409	11:26 NCR 1986		12:04 NCR 294	*	Approve	12/18/97	*		12:17 NCR 1620	
21 NCAC 32H .0501	11:26 NCR 1986		12:04 NCR 294	*	Approve	12/18/97			12:17 NCR 1620	
21 NCAC 32H .0502	11:26 NCR 1986		12:04 NCR 294	*	Approve	12/18/97			12:17 NCR 1620	
21 NCAC 32H .0503	11:26 NCR 1986		12:04 NCR 294	*	Approve	12/18/97			12:17 NCR 1620	
21 NCAC 32H .0504	11:26 NCR 1986		12:04 NCR 294	L	Approve	12/18/97			12:17 NCR 1620	
21 NCAC 32H .0505	11:26 NCR 1986		12:04 NCR 294	*	Approve	12/18/97			12:17 NCR 1620	
21 NCAC 32H .0506	11:26 NCR 1986		12:04 NCR 294	*	Approve	12/18/97			12:17 NCR 1620	
21 NCAC 32H .0507	11:26 NCR 1986		12:04 NCR 294	*	Approve	12/18/97	*		12:17 NCR 1620	
21 NCAC 32H .0508	11:26 NCR 1986		12:04 NCR 294	*	Approve	12/18/97			12:17 NCR 1620	
21 NCAC 32H .0601	11:26 NCR 1986		12:04 NCR 294	*	Approve	12/18/97			12:17 NCR 1620	
21 NCAC 32H .0602	11:26 NCR 1986		12:04 NCR 294	*	Approve	12/18/97			12:17 NCR 1620	
21 NCAC 32H .0801	11:26 NCR 1986		12:04 NCR 294	*	Approve	12/18/97	*		12:17 NCR 1620	
21 NCAC 32H .0901	11:26 NCR 1986		12:04 NCR 294	*	Approve	12/18/97			12:17 NCR 1620	
21 NCAC 32H .1004	11:26 NCR 1986		12:04 NCR 294	*	Approve	12/18/97			12:17 NCR 1620	
21 NCAC 32M	12:19 NCR 1765									
21 NCAC 32O	11:18 NCR 1369									
MORTUARY SCIENCE, BOARD OF										
21 NCAC 34A .0126	12:09 NCR 745		12:14 NCR 1334	L	Approve	03/19/98				
21 NCAC 34A .0201		12:07 NCR 556								
21 NCAC 34A .0201	12:09 NCR 745		12:14 NCR 1334	S	Approve	03/19/98				
21 NCAC 34B .0102	12:09 NCR 745		12:14 NCR 1334	*	Approve	03/19/98				
21 NCAC 34B .0103	12:09 NCR 745		12:14 NCR 1334	*	Approve	03/19/98				
21 NCAC 34B .0201	12:09 NCR 745		12:14 NCR 1334	*	Approve	03/19/98				

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					Action	Date				
21 NCAC 34B .0403	12:09 NCR 745		12:14 NCR 1334	*	Approve	03/19/98				
21 NCAC 34C	12:09 NCR 745									
21 NCAC 34D .0101	12:09 NCR 745		12:14 NCR 1334	*	Approve	03/19/98				
21 NCAC 34D .0303	12:09 NCR 745		12:14 NCR 1334	*	Approve	03/19/98				
MUNICIPAL INCORPORATIONS PETITION										
Town of Hemby Bridge - Union County										12:16 NCR 1479
Town of Wesley Chapel - Union County										12:19 NCR 1750
NURSING, BOARD OF										
21 NCAC 36 .0109	11:24 NCR 1821		11:28 NCR 2130	*	Approve	12/18/97			12:17 NCR 1620	
21 NCAC 36 .0227	12:05 NCR 338									
21 NCAC 36 .0320	11:14 NCR 1109		11:19 NCR 1428	*	Object	03/20/97				
					Approve	04/17/97	*		11:29 NCR 2211	
21 NCAC 36 .0601	12:01 NCR 5		12:06 NCR 479	*	Approve	03/19/98	*			
21 NCAC 36 .0602	12:01 NCR 5		12:06 NCR 479	*	Approve	03/19/98	*			
21 NCAC 36 .0603	12:01 NCR 5		12:06 NCR 479	*	Approve	03/19/98	*			
21 NCAC 36 .0604	12:01 NCR 5		12:06 NCR 479	*	Approve	03/19/98				
21 NCAC 36 .0605	12:01 NCR 5		12:06 NCR 479	*	Agency withdrew rule-making					
21 NCAC 36 .0606	12:01 NCR 5		12:06 NCR 479	*	Approve	03/19/98				
NURSING HOME ADMINISTRATORS										
21 NCAC 37D .0202		11:11 NCR 940	11:18 NCR 1372	*	Approve	04/17/97	*		11:29 NCR 2211	
21 NCAC 37G .0102		11:11 NCR 940	11:18 NCR 1372	*	Approve	04/17/97			11:29 NCR 2211	
OPTICIANS, BOARD OF										
21 NCAC 40 .0104	12:09 NCR 745		12:14 NCR 1338	*	Approve	03/19/98				
21 NCAC 40 .0108		12:07 NCR 557								
21 NCAC 40 .0108	12:09 NCR 745		12:14 NCR 1338	S	Approve	03/19/98				
21 NCAC 40 .0202	12:09 NCR 745		12:14 NCR 1338	*	Approve	03/19/98				
21 NCAC 40 .0212	12:09 NCR 745		12:14 NCR 1338	*	Approve	03/19/98				
21 NCAC 40 .0214	12:09 NCR 745		12:14 NCR 1338	S	Approve	03/19/98				
21 NCAC 40 .0319	12:09 NCR 745		12:14 NCR 1338	*	Approve	03/19/98				

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					Action	Date				
21 NCAC 40 .0324	12.09 NCR 745		12.14 NCR 1338	*	Approve	03/19/98				
OPTOMETRY, BOARD OF										
21 NCAC 42	12:06 NCR 453									
21 NCAC 42B .0107	11.18 NCR 1369		11:25 NCR 1917	*	Approve	09/18/97			12.10 NCR 878	
21 NCAC 42E .0102		12.06 NCR 487	12.12 NCR 1058	*	Approve	04/15/98				
PHARMACY, BOARD OF										
Narrow Therapeutic Index Drugs										12.14 NCR 1230
21 NCAC 46 .1414	N/A	N/A	N/A		Approve	04/15/98				
21 NCAC 46 .1601	12:03 NCR 168		12:07 NCR 527	*						
			12.09 NCR 797	*	Approve	03/19/98				
21 NCAC 46 .1603	12.03 NCR 168		12.07 NCR 527	*						
			12.09 NCR 797	*	Approve	02/19/98			12:22 NCR 2012	
21 NCAC 46 .1604	12.03 NCR 168		12 07 NCR 527	*						
			12.09 NCR 797	*	Approve	02/19/98			12:22 NCR 2012	
21 NCAC 46 .1804	12.03 NCR 168		12:07 NCR 527	*						
			12.09 NCR 797	*	State Budget	03/19/98				
21 NCAC 46 .1810	12:03 NCR 168		12.07 NCR 527	*						
			12:09 NCR 797	*	Approve	03/19/98	*			
21 NCAC 46 .1813	12.03 NCR 168		12:07 NCR 527	*						
			12:09 NCR 797	*	Approve	02/19/98	*		12:22 NCR 2012	
21 NCAC 46 .1813	N/A	N/A	N/A		Approve	04/15/98				
21 NCAC 46 .2103	12:03 NCR 168		12.07 NCR 527	*						
			12:09 NCR 797	*						
21 NCAC 46 .2201	12.03 NCR 168		12.07 NCR 527	*						
			12:09 NCR 797	*	Approve	02/19/98	*		12:22 NCR 2012	
21 NCAC 46 .2301	12:03 NCR 168		12:07 NCR 527	*						
			12.09 NCR 797	*						
21 NCAC 46 .2611	N/A	N/A	N/A		Approve	04/15/98				
PHYSICAL THERAPY EXAMINERS										

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					Action	Date				
21 NCAC 48A .0103	12:08 NCR 619		12:13 NCR 1150	*	Object	03/19/98				
					Approve	04/15/98	*			
21 NCAC 48A .0105	12:08 NCR 619		12:13 NCR 1150	*	Object	03/19/98				
					Approve	04/15/98	*			
21 NCAC 48B .0102	12:08 NCR 619		12:13 NCR 1150	*	Approve	03/19/98				
21 NCAC 48C .0101	12:08 NCR 619		12:13 NCR 1150	*	Approve	03/19/98				
21 NCAC 48C .0102	12:08 NCR 619		12:13 NCR 1150	*	Approve	03/19/98				
21 NCAC 48C .0103	12:08 NCR 619		12:13 NCR 1150	*	Approve	03/19/98	*			
21 NCAC 48C .0301	12:08 NCR 619		12:13 NCR 1150	*	Approve	03/19/98				
21 NCAC 48C .0302	12:08 NCR 619		12:13 NCR 1150	*	Approve	03/19/98				
21 NCAC 48C .0401	12:08 NCR 619		12:13 NCR 1150	*	Object	03/19/98				
					Approve	04/15/98	*			
21 NCAC 48C .0402	12:08 NCR 619		12:13 NCR 1150	*	Approve	03/19/98	*			
21 NCAC 48D .0102	12:08 NCR 619		12:13 NCR 1150	*	Object	03/19/98				
					Approve	04/15/98	*			
21 NCAC 48D .0103	12:08 NCR 619		12:13 NCR 1150	*	Approve	03/19/98				
21 NCAC 48D .0105	12:08 NCR 619		12:13 NCR 1150	*	Object	03/19/98				
					Approve	04/15/98	*			
21 NCAC 48D .0106	12:08 NCR 619		12:13 NCR 1150	*	Approve	03/19/98				
21 NCAC 48D .0109	12:08 NCR 619		12:13 NCR 1150	*	Approve	03/19/98				
21 NCAC 48D .0110	12:08 NCR 619		12:13 NCR 1150	*	Approve	03/19/98	*			
21 NCAC 48D .0112	12:08 NCR 619		12:13 NCR 1150	*	Object	03/19/98				
					Approve	04/15/98	*			
21 NCAC 48E .0101	12:08 NCR 619		12:13 NCR 1150	*	Approve	03/19/98	*			
21 NCAC 48E .0104	12:08 NCR 619		12:13 NCR 1150	*	Approve	03/19/98				
21 NCAC 48E .0110	12:08 NCR 619		12:13 NCR 1150	*	Approve	03/19/98	*			
21 NCAC 48F .0102	12:08 NCR 619		12:13 NCR 1150	*	Object	03/19/98				
					Approve	04/15/98	*			
21 NCAC 48G .0202	12:08 NCR 619		12:13 NCR 1150	*	Approve	03/19/98				
21 NCAC 48G .0203	12:08 NCR 619		12:13 NCR 1150	*	Object	03/19/98				
					Approve	04/15/98	*			
21 NCAC 48G .0402	12:08 NCR 619		12:13 NCR 1150	*	Approve	03/19/98				
21 NCAC 48G .0403	12:08 NCR 619		12:13 NCR 1150	*	Approve	03/19/98				
21 NCAC 48G .0404	12:08 NCR 619		12:13 NCR 1150	*	Object	03/19/98				

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					Action	Date				
					Approve	04/15/98	*			
21 NCAC 48G .0504	12:08 NCR 619		12:13 NCR 1150	*	Approve	03/19/98				
21 NCAC 48G .0512	12:08 NCR 619	Agency Withdrew Rule-making								
21 NCAC 48G .0601	12:08 NCR 619		12:13 NCR 1150	*	Object	03/19/98				
					Approve	04/15/98	*			
21 NCAC 48H .0701	12:08 NCR 619		12:13 NCR 1150	*	Approve	03/19/98	*			
21 NCAC 48H .0704	12:08 NCR 619		12:13 NCR 1150	*	Approve	03/19/98				
PLUMBING, HEATING AND FIRE SPRINKLER CONTRACTORS, EXAMINERS OF										
21 NCAC 50 .0106	12:07 NCR 509									
	N/A	N/A	N/A		Approve	02/19/98			12:22 NCR 2012	
21 NCAC 50 .0202	12:07 NCR 509									
	N/A	N/A	N/A		Approve	02/19/98			12:22 NCR 2012	
21 NCAC 50 .0301	12:07 NCR 509	12:07 NCR 557	12:16 NCR 1490	*	Approve	04/15/98				
21 NCAC 50 .0306	12:07 NCR 509	12:07 NCR 557	12:16 NCR 1490	*	Approve	04/15/98				
21 NCAC 50 .0404	12:07 NCR 509	12:07 NCR 557	12:16 NCR 1490	*	Approve	04/15/98				
21 NCAC 50 .0405	12:07 NCR 509		12:16 NCR 1490	*	Approve	04/15/98				
21 NCAC 50 .0506	12:07 NCR 509	12:07 NCR 557								
21 NCAC 50 .0510	12:07 NCR 509		12:16 NCR 1490	*	Approve	04/15/98				
21 NCAC 50 .0511	12:07 NCR 509	12:07 NCR 557	12:16 NCR 1490	*	Approve	04/15/98				
21 NCAC 50 .1102	12:07 NCR 509	12:07 NCR 557	12:16 NCR 1490	S	Approve	04/15/98				
21 NCAC 50 .1104	12:07 NCR 509		12:16 NCR 1490	*	Approve	04/15/98				
21 NCAC 50 .1201	12:07 NCR 509									
	N/A	N/A	N/A		Approve	02/19/98			12:22 NCR 2012	
21 NCAC 50 .1205	12:07 NCR 509									
	N/A	N/A	N/A		Approve	02/19/98			12:22 NCR 2012	
21 NCAC 50 .1206	12:07 NCR 509									
	N/A	N/A	N/A		Approve	02/19/98			12:22 NCR 2012	
21 NCAC 50 .1210	12:07 NCR 509									
21 NCAC 50 .1212	12:07 NCR 509									
21 NCAC 50 .1302	12:07 NCR 509									
	N/A	N/A	N/A		Approve	02/19/98			12:22 NCR 2012	
PROFESSIONAL ENGINEERS AND LAND SURVEYORS										
21 NCAC 56 .0103	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*			

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					Action	Date				
21 NCAC 56 .0104	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98				
21 NCAC 56 .0401	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*			
21 NCAC 56 .0403	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*			
21 NCAC 56 .0404	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98				
21 NCAC 56 .0405	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98				
21 NCAC 56 .0501	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*			
21 NCAC 56 .0502	12:08 NCR 619		12:16 NCR 1492	S	Approve	04/15/98	*			
21 NCAC 56 .0503	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*			
21 NCAC 56 .0505	12:08 NCR 619		12:16 NCR 1492	S	Approve	04/15/98	*			
21 NCAC 56 .0601	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*			
21 NCAC 56 .0602	12:08 NCR 619		12:16 NCR 1492	S	Approve	04/15/98	*			
21 NCAC 56 .0603	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*			
21 NCAC 56 .0606	12:08 NCR 619		12.16 NCR 1492	S	Approve	04/15/98				
21 NCAC 56 .0701	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*			
21 NCAC 56 .0702	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98				
21 NCAC 56 .0901	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*			
21 NCAC 56 .0902	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98				
21 NCAC 56 .1102	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*			
21 NCAC 56 .1103	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*			
21 NCAC 56 .1104	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*			
21 NCAC 56 .1105	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98				
21 NCAC 56 .1106	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*			
21 NCAC 56 .1201	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*			
21 NCAC 56 .1203	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*			
21 NCAC 56 .1205	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*			
21 NCAC 56 .1301	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*			
21 NCAC 56 .1302	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*			
21 NCAC 56 .1403	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98				

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					Action	Date				
21 NCAC 56 .1409	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*			
21 NCAC 56 .1411	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*			
21 NCAC 56 .1602	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*			
21 NCAC 56 .1603	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*			
21 NCAC 56 .1604	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98				
21 NCAC 56 .1703	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*			
21 NCAC 56 .1704	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98				
21 NCAC 56 .1705	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98				
21 NCAC 56 .1711	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98				
PSYCHOLOGY BOARD										
21 NCAC 54 .1611	12:05 NCR 338									
21 NCAC 54 .1612	12:05 NCR 338									
21 NCAC 54 .1613	12:05 NCR 338									
21 NCAC 54 .2006	12:05 NCR 338									
21 NCAC 54 .2010	12:05 NCR 338									
21 NCAC 54 .2104	12:05 NCR 338									
21 NCAC 54 .2301	12:05 NCR 338									
21 NCAC 54 .2302	12:05 NCR 338									
21 NCAC 54 .2303	12:05 NCR 338									
21 NCAC 54 .2304	12:05 NCR 338									
21 NCAC 54 .2305	12:05 NCR 338									
21 NCAC 54 .2306	12:05 NCR 338									
21 NCAC 54 .2307	12:05 NCR 338									
21 NCAC 54 .2308	12:05 NCR 338									
21 NCAC 54 .2309	12:05 NCR 338									
21 NCAC 54 .2310	12:05 NCR 338									
21 NCAC 54 .2311	12:05 NCR 338									
21 NCAC 54 .2312	12:05 NCR 338									

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					Action	Date				
21 NCAC 54 .2313	12:05 NCR 338									
21 NCAC 54 .2314	12:05 NCR 338									
21 NCAC 54 .2401	12:05 NCR 338									
21 NCAC 54 .2402	12:05 NCR 338									
21 NCAC 54 .2501	12:05 NCR 338									
21 NCAC 54 .2502	12:05 NCR 338									
21 NCAC 54 .2503	12:05 NCR 338									
21 NCAC 54 .2504	12:05 NCR 338									
21 NCAC 54 .2505	12:05 NCR 338									
21 NCAC 54 .2601	12:05 NCR 338									
21 NCAC 54 .2602	12:05 NCR 338									
21 NCAC 54 .2704	12:05 NCR 338									
21 NCAC 54 .2705	12:05 NCR 338									
21 NCAC 54 .2706	12:05 NCR 338									
PUBLIC EDUCATION										
16 NCAC 06C .0307			12:01 NCR 18	*	Object	10/16/97				
					Approve	12/18/97	*		12:17 NCR 1620	
16 NCAC 06C .0310			12:01 NCR 18	*						
		12:03 NCR 210								Temp Filed over obj
16 NCAC 06C .0502		12:09 NCR 834	12:19 NCR 1773	N/A						
16 NCAC 06C .0601			12:12 NCR 1050	*	Approve	03/19/98				
16 NCAC 06C .0602			12:12 NCR 1050	*	Object	03/19/98				
					Approve	04/15/98	*			
16 NCAC 06D .0103			12:01 NCR 18	*	Object	10/16/97				
					Approve	12/18/97	*		12:17 NCR 1620	
16 NCAC 06D .0103		12:22 NCR 2010								
16 NCAC 06D .0301			12:01 NCR 18	*	Object	10/16/97				
					Approve	12/18/97	*		12:17 NCR 1620	
16 NCAC 06D .0303			12:01 NCR 18	*	Approve	10/16/97			12:11 NCR 947	
16 NCAC 06D .0305			12:01 NCR 18	*	Approve	10/16/97			12:11 NCR 947	
16 NCAC 06D .0306			12:01 NCR 18	*	Approve	10/16/97			12:11 NCR 947	

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					Action	Date				
16 NCAC 06E .0105		12:05 NCR 433	12:19 NCR 1773	N/A						
16 NCAC 06G .0304			12:01 NCR 18	S	Approve	10/16/97			12:11 NCR 947	
16 NCAC 06G .0305			12:01 NCR 18	*	Object	10/16/97				
					Approve	12/18/97	*		12:17 NCR 1620	
16 NCAC 06G .0305			12:19 NCR 1773	N/A						
16 NCAC 06G .0306			12:01 NCR 18	*	Object	10/16/97				
					Approve	12/18/97	*		12:17 NCR 1620	
16 NCAC 06G .0307			12:01 NCR 18	S	Object	10/16/97				
					Approve	12/18/97	*		12:17 NCR 1620	
16 NCAC 06G .0308			12:01 NCR 18	S	Object	10/16/97				
					Approve	12/18/97	*		12:17 NCR 1620	
16 NCAC 06G .0309			12:01 NCR 18	S	Approve	10/16/97	*		12:11 NCR 947	
16 NCAC 06G .0310			12:19 NCR 1773	N/A						
16 NCAC 06G .0311		12:22 NCR 2010								
16 NCAC 06G .0401			12:01 NCR 18	*	Approve	10/16/97			12:11 NCR 947	
16 NCAC 06G .0402			12:01 NCR 18	*	Approve	10/16/97			12:11 NCR 947	
16 NCAC 06G .0403			12:01 NCR 18	*	Approve	10/16/97			12:11 NCR 947	
16 NCAC 06G .0404			12:01 NCR 18	*	Approve	10/16/97			12:11 NCR 947	
16 NCAC 06G .0501		12:12 NCR 1071	12:19 NCR 1773	N/A						
Public School Administration, Standards Board for										
16 NCAC 07 .0201		12:07 NCR 533	12:12 NCR 1052	*	Approve	02/19/98	*		12:22 NCR 2012	
16 NCAC 07 .0202		12:07 NCR 533	12:12 NCR 1052	*	Approve	04/15/98	*			
16 NCAC 07 .0301		12:07 NCR 533	12:12 NCR 1052	*	Approve	02/19/98			12:22 NCR 2012	
16 NCAC 07 .0302		12:07 NCR 533	12:12 NCR 1052	*	Approve	02/19/98	*		12:22 NCR 2012	
16 NCAC 07 .0303		12:07 NCR 533	12:12 NCR 1052	*	Approve	02/19/98	*		12:22 NCR 2012	
REAL ESTATE COMMISSION										
21 NCAC 58A .0101	12:08 NCR 620		12:13 NCR 1159	*	Approve	03/19/98	*			
21 NCAC 58A .0103	12:08 NCR 620		12:13 NCR 1159	*	Approve	03/19/98	*			
21 NCAC 58A .0104	12:08 NCR 620		12:13 NCR 1159	*	Approve	03/19/98	*			
21 NCAC 58A .0105	12:08 NCR 620		12:13 NCR 1159	*	Approve	03/19/98				
21 NCAC 58A .0107	12:08 NCR 620		12:13 NCR 1159	*	Approve	03/19/98	*			

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					Action	Date				
21 NCAC 58A .0108	12:08 NCR 620		12:13 NCR 1159	*	Approve	03/19/98				
21 NCAC 58A .0109	12:08 NCR 620		12:13 NCR 1159	*	Approve	03/19/98	*			
21 NCAC 58A .0110	12:08 NCR 620		12:13 NCR 1159	*	Approve	03/19/98				
21 NCAC 58A .0114	12:08 NCR 620		12:13 NCR 1159	*	Approve	03/19/98	*			
21 NCAC 58A .0302	12:08 NCR 620		12:13 NCR 1159	*	Approve	03/19/98				
21 NCAC 58A .0302	10:22 NCR 2829		11:03 NCR 114	*	Object Approve	12/19/96 01/16/97	*		11:22 NCR 1717	
21 NCAC 58A .0502	12:08 NCR 620		12:13 NCR 1159	*	Approve	03/19/98	*			
21 NCAC 58A .0505	12:08 NCR 620		12:13 NCR 1159	*	Approve	03/19/98				
21 NCAC 58A .0506	12:08 NCR 620		12:13 NCR 1159	*	Approve	03/19/98				
21 NCAC 58A .0601	12:08 NCR 620		12:13 NCR 1159	*	Approve	03/19/98				
21 NCAC 58A .0613	12:08 NCR 620		12:13 NCR 1159	*	Approve	03/19/98				
21 NCAC 58A .0614	12:08 NCR 620		12:13 NCR 1159	*	Approve	03/19/98				
21 NCAC 58A .1501	10:22 NCR 2829		11:03 NCR 114	*	Object Approve	12/19/96 01/16/97	*		11:22 NCR 1717	
21 NCAC 58A .1502	10:22 NCR 2829		11:03 NCR 114	*	Object Approve	12/19/96 01/16/97	*		11:22 NCR 1717	
21 NCAC 58A .1702	12:08 NCR 620		12:13 NCR 1159	*	Approve	03/19/98				
21 NCAC 58B .0402	12:08 NCR 620		12:13 NCR 1159	*	Approve	03/19/98				
21 NCAC 58E .0407	12:08 NCR 620		12:13 NCR 1159	*	Approve	03/19/98				
REVENUE										
17 NCAC 01C .0506			11:10 NCR 838	*	Approve	01/16/97	*		11:22 NCR 1717	
17 NCAC 03C .0008			12:14 NCR 1282	*	Approve	03/19/98				
17 NCAC 04B .0615			12:14 NCR 1283	*	Approve	03/19/98				
17 NCAC 04D .0303			12:14 NCR 1283	*	Approve	03/19/98				
17 NCAC 04D .0505			12:14 NCR 1283	*	Approve	03/19/98				
17 NCAC 04D .0508			12:14 NCR 1283	*	Approve	03/19/98				
17 NCAC 04D .0901			12:14 NCR 1283	*	Approve	03/19/98				
17 NCAC 05B .1402	N/A	N/A	N/A		Approve	04/15/98				
17 NCAC 05B .1703	N/A	N/A	N/A		Approve	04/15/98				

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					Action	Date				
17 NCAC 05C .0102			12:14 NCR 1285	*						
17 NCAC 05C .0703			12:14 NCR 1285	*						
17 NCAC 05E .0101			12:14 NCR 1285	*	Approve	03/19/98				
17 NCAC 05E .0102			12:14 NCR 1285	*	Approve	03/19/98				
17 NCAC 05E .0103			12:14 NCR 1285	*	Approve	04/15/98				
17 NCAC 05E .0105			12:14 NCR 1285	*	Approve	03/19/98				
17 NCAC 06B .0104			12:14 NCR 1288	*	Approve	03/19/98				
17 NCAC 06B .0106			12:14 NCR 1288	*	Approve	03/19/98				
17 NCAC 06B .0107			12:14 NCR 1288	*	Approve	03/19/98				
17 NCAC 06B .0112			12:14 NCR 1288	*	Approve	03/19/98				
17 NCAC 06B .0117			12:14 NCR 1288	*	Approve	03/19/98				
17 NCAC 06B .0118			12:14 NCR 1288	*	Approve	03/19/98				
17 NCAC 06B .0609			12:14 NCR 1288	*	Approve	03/19/98				
17 NCAC 06B .3204			12:17 NCR 1610	*						
17 NCAC 06B .3503			12:14 NCR 1288	*	Approve	03/19/98				
17 NCAC 06B .3526			12:14 NCR 1288	*	Approve	03/19/98				
17 NCAC 06B .3714			12:14 NCR 1288	*	Approve	03/19/98				
17 NCAC 06B .3725			12:14 NCR 1288	*	Approve	03/19/98				
17 NCAC 06B .3904			12:14 NCR 1288	*	Approve	03/19/98				
17 NCAC 06C .0201			12:14 NCR 1288	*	Approve	03/19/98				
17 NCAC 06C .0203			12:14 NCR 1288	*	Approve	03/19/98				
17 NCAC 07B .0104			12:14 NCR 1296	*	Approve	03/19/98				
17 NCAC 07B .0207			12:14 NCR 1296	*	Approve	03/19/98				
17 NCAC 07B .0901			12:14 NCR 1296	*	Approve	03/19/98				
17 NCAC 07B .1301			12:14 NCR 1296	*	Approve	03/19/98				
17 NCAC 07B .1404			12:14 NCR 1296	*	Approve	03/19/98				
17 NCAC 07B .1602			12:14 NCR 1296	*	Approve	03/19/98				
17 NCAC 07B .1701			12:14 NCR 1296	*	Approve	03/19/98				

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					Action	Date				
17 NCAC 07B .1702			12:14 NCR 1296	*	Approve	03/19/98				
17 NCAC 07B .1703			12:14 NCR 1296	*	Approve	03/19/98				
17 NCAC 07B .1801			12:14 NCR 1296	*	Approve	03/19/98				
17 NCAC 07B .1802			12:14 NCR 1296	*	Approve	03/19/98				
17 NCAC 07B .2201			12:14 NCR 1296	*	Approve	03/19/98				
17 NCAC 07B .2212			12:14 NCR 1296	*	Approve	03/19/98				
17 NCAC 07B .3104			12:14 NCR 1296	*	Approve	03/19/98				
17 NCAC 07B .3301			12:14 NCR 1296	*	Approve	03/19/98				
17 NCAC 07B .3302			12:14 NCR 1296	*	Approve	03/19/98				
17 NCAC 07B .3303			12:14 NCR 1296	*	Approve	03/19/98				
17 NCAC 07B .3304			12:14 NCR 1296	*	Approve	03/19/98				
17 NCAC 07B .3305			12:14 NCR 1296	*	Approve	03/19/98				
17 NCAC 07B .3306			12.14 NCR 1296	*	Approve	03/19/98				
17 NCAC 07B .3901			12:14 NCR 1296	*	Approve	03/19/98				
17 NCAC 07B .3910			12:14 NCR 1296	*	Approve	03/19/98				
17 NCAC 07B .4301			12:14 NCR 1296	*	Approve	03/19/98				
17 NCAC 09I .0102			12:14 NCR 1310	*	Approve	03/19/98				
17 NCAC 09I .0304			12:14 NCR 1310	*	Approve	03/19/98				
17 NCAC 09J .0203			12:14 NCR 1310	*	Approve	03/19/98				
17 NCAC 09K .0205			12:14 NCR 1310	*	Approve	03/19/98				
17 NCAC 09K .0511			12:14 NCR 1310	*	Approve	03/19/98				
17 NCAC 09K .0513			12:14 NCR 1310	*	Approve	03/19/98				
17 NCAC 09L .0302			12:17 NCR 1610	*						
Tax Review Board										12:04 NCR 228
Tax Review Board										12:05 NCR 336
Tax Review Board										12:12 NCR 990
Tax Review Board										12:15 NCR 1416
Tax Review Board										12:19 NCR 1753

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					Action	Date				
SECRETARY OF STATE										
18 NCAC 06 .1104		12:07 NCR 534	12:14 NCR 1312	*	Object	03/19/98				
					Approve	04/15/98	*			
18 NCAC 06 .1205		12:07 NCR 534	12:14 NCR 1312	*	Approve	03/19/98				
18 NCAC 06 .1206		12:07 NCR 534	12:14 NCR 1312	*	Object	03/19/98				
					Approve	04/15/98	*			
18 NCAC 06 .1211		12:07 NCR 534	12:14 NCR 1312	*	Approve	03/19/98	*			
18 NCAC 06 .1212		12:07 NCR 534	12:14 NCR 1312	*	Object	03/19/98				
					Approve	04/15/98	*			
18 NCAC 06 .1304		12:07 NCR 534	12:14 NCR 1312	*	Approve	03/19/98				
18 NCAC 06 .1401		12:07 NCR 534	12:14 NCR 1312	*	Object	03/19/98				
					Approve	04/15/98	*			
18 NCAC 06 .1410		12:07 NCR 534	12:14 NCR 1312	*	Approve	03/19/98				
18 NCAC 06 .1411		12:07 NCR 534	12:14 NCR 1312	*	Approve	03/19/98	*			
18 NCAC 06 .1412		12:07 NCR 534	12:14 NCR 1312	*	Approve	03/19/98				
18 NCAC 06 .1506		12:07 NCR 534	12:14 NCR 1312	*	Approve	03/19/98				
18 NCAC 06 .1509		12:07 NCR 534	12:14 NCR 1312	*	Object	03/19/98				
					Approve	04/15/98	*			
18 NCAC 06 .1702		12:07 NCR 534	12:14 NCR 1312	*	Object	03/19/98				
					Approve	04/15/98	*			
18 NCAC 06 .1703		12:07 NCR 534	12:14 NCR 1312	*	Object	03/19/98				
					Approve	04/15/98	*			
18 NCAC 06 .1704		12:07 NCR 534	12:14 NCR 1312	*	Approve	03/19/98	*			
18 NCAC 06 .1705		12:07 NCR 534	12:14 NCR 1312	*	Object	03/19/98				
					Approve	04/15/98	*			
18 NCAC 06 .1706		12:07 NCR 534	12:14 NCR 1312	*	Object	03/19/98				
					Approve	04/15/98	*			
18 NCAC 06 .1712		12:07 NCR 534	12:14 NCR 1312	*	Approve	03/19/98	*			
18 NCAC 06 .1713		12:07 NCR 534	12:14 NCR 1312	*	Approve	03/19/98				
18 NCAC 06 .1714		12:07 NCR 534	12:14 NCR 1312	*	Approve	03/19/98				
18 NCAC 06 .1801		12:07 NCR 534	12:14 NCR 1312	*	Approve	03/19/98	*			
18 NCAC 06 .1802		12:07 NCR 534	12:14 NCR 1312	*						
18 NCAC 06 .1803		12:07 NCR 534	12:14 NCR 1312	*						
18 NCAC 06 .1804		12:07 NCR 534	12:14 NCR 1312	*	Approve	03/19/98	*			

Agency/Rule Citation	Rule-making Proceedings	Temporary Rule	Notice of Text	Fiscal Note	RRC Status		Text differs from proposal	Effective by Governor	Approved Rule	Other
					Action	Date				
18 NCAC 06 .1805		12:07 NCR 534	12:14 NCR 1312	*	Object	03/19/98				
					Approve	04/15/98	*			
18 NCAC 06 .1806		12:07 NCR 534	12:14 NCR 1312	*	Approve	03/19/98				
18 NCAC 06 .1809		12:07 NCR 534	12:14 NCR 1312	*	Approve	03/19/98				
18 NCAC 06 .1811		12:07 NCR 534	12:14 NCR 1312	*	Object	03/19/98				
					Approve	04/15/98	*			
SPEECH AND LANGUAGE PATHOLOGISTS AND AUDIOLOGIST, BOARD OF EXAMINERS										
21 NCAC 64 .0209	11:23 NCR 1780		12:05 NCR 427	*	Approve	01/15/98			12:21 NCR 1886	
21 NCAC 64 .0303	11:23 NCR 1780									
21 NCAC 64 .1001	11:23 NCR 1780		12:05 NCR 427	*	Approve	01/15/98			12:21 NCR 1886	
21 NCAC 64 .1002	11:23 NCR 1780		12:05 NCR 427	*	Object	11/20/97				
					No response	12/18/97				
					Approve	01/15/98	*		12:21 NCR 1886	
21 NCAC 64 .1003	11:23 NCR 1780		12:05 NCR 427	*	Approve	01/15/98			12:21 NCR 1886	
21 NCAC 64 .1004	11:23 NCR 1780		12:05 NCR 427	*	Object	11/20/97				
					No response	12/18/97				
					Approve	01/15/98	*		12:21 NCR 1886	
21 NCAC 64 .1005	11:23 NCR 1780		12:05 NCR 427	*	Approve	01/15/98	*		12:21 NCR 1886	
STATE PERSONNEL COMMISSION										
25 NCAC 01D .2501		11:13 NCR 1062 Temp Expired	11:19 NCR 1429	*	Approve	09/18/97			12:10 NCR 878	
25 NCAC 01D .2503		11:13 NCR 1062 Temp Expired	11:19 NCR 1429	*	Approve	09/18/97	*		12:10 NCR 878	
25 NCAC 01D .2504		11:13 NCR 1062 Temp Expired	11:19 NCR 1429	*	Approve	09/18/97			12:10 NCR 878	
25 NCAC 01D .2505		11:13 NCR 1062 Temp Expired	11:19 NCR 1429	*	Approve	09/18/97			12:10 NCR 878	
25 NCAC 01D .2507		11:13 NCR 1062 Temp Expired	11:19 NCR 1429	*	Approve	09/18/97	*		12:10 NCR 878	
25 NCAC 01D .2508		11:13 NCR 1062 Temp Expired	11:19 NCR 1429	*	Approve	09/18/97			12:10 NCR 878	
25 NCAC 01D .2509		11:13 NCR 1062 Temp Expired	11:19 NCR 1429	*	Approve	09/18/97			12:10 NCR 878	
25 NCAC 01D .2511		11:13 NCR 1062 Temp Expired	11:19 NCR 1429	*	Approve	09/18/97	*		12:10 NCR 878	
25 NCAC 01D .2513		11:13 NCR 1062 Temp Expired	11:19 NCR 1429	*	Approve	09/18/97	*		12:10 NCR 878	

Agency/Rule Citation	Rule-making Proceedings	Temporary Rule	Notice of Text	Fiscal Note	RRC Status		Text differs from proposal	Effective by Governor	Approved Rule	Other
					Action	Date				
25 NCAC 01D .2514		11:13 NCR 1062 Temp Expired	11:19 NCR 1429	*	Approve	09/18/97	*		12:10 NCR 878	
25 NCAC 01D .2516		11:13 NCR 1062 Temp Expired	11:19 NCR 1429	*						
25 NCAC 01D .2517		12:09 NCR 835								
25 NCAC 01E .0705	11:14 NCR 1110		11:19 NCR 1434	*	Approve	09/18/97	*		12:10 NCR 878	
25 NCAC 01E .0707	11:14 NCR 1110		11:19 NCR 1434	*	Approve	09/18/97	*		12:10 NCR 878	
25 NCAC 01E .0709	11:14 NCR 1110		11:19 NCR 1434	*	Approve	09/18/97			12:10 NCR 878	
SUBSTANCE ABUSE PROFESSIONAL CERTIFICATION BOARD										
21 NCAC 68	12:09 NCR 745									
21 NCAC 68 .0101		12:11 NCR 944	12:15 NCR 1426	S/L	Approve	04/15/98	*			
21 NCAC 68 .0102	N/A	N/A	N/A		Approve	04/15/98				
21 NCAC 68 .0301		12:11 NCR 944	12:15 NCR 1426	S/L	Approve	04/15/98	*			
21 NCAC 68 .0302		12:11 NCR 944	12:15 NCR 1426	S/L	Approve	04/15/98				
21 NCAC 68 .0303		12:11 NCR 944	12:15 NCR 1426	S/L	Approve	04/15/98	*			
21 NCAC 68 .0304		12:11 NCR 944	12:15 NCR 1426	S/L	Approve	04/15/98				
21 NCAC 68 .0305		12:11 NCR 944	12:15 NCR 1426	S/L	**Object**	**04/15/98**				
21 NCAC 68 .0306		12:11 NCR 944	12:15 NCR 1426	S/L	Approve	04/15/98				
21 NCAC 68 .0307		12:11 NCR 944	12:15 NCR 1426	S/L	Approve	04/15/98				
21 NCAC 68 .0602	12:09 NCR 745		12:15 NCR 1426	S/L	Approve	04/15/98				
21 NCAC 68 .0603	12:09 NCR 745		12:15 NCR 1426	S/L	Approve	04/15/98	*			
21 NCAC 68 .0608	12:09 NCR 745		12:15 NCR 1426	S/L	Approve	04/15/98				
TRANSPORTATION										
Highways, Division of										
19A NCAC 02B .0164	11:20 NCR 1537		11:26 NCR 1991	*	Object	07/17/97				
					Approve	08/21/97			12:07 NCR 561	
19A NCAC 02B .0242	11:26 NCR 1986		12:03 NCR 207	*	Approve	10/16/97			12:11 NCR 947	
19A NCAC 02B .0303	11:26 NCR 1986		12:03 NCR 207	*	Approve	10/16/97			12:11 NCR 947	
19A NCAC 02D .0406	12:22 NCR 1980									
19A NCAC 02D .0415	11:20 NCR 1537		11:26 NCR 2004	*	Approve	07/17/97			12:04 NCR 317	

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19A NCAC 02D .0415	12:18 NCR 1694									
19A NCAC 02D .0816	12:19 NCR 1764									
19A NCAC 02E .0218	12:05 NCR 337		12:12 NCR 1053	*	Approve	03/19/98				
19A NCAC 02E .0219	12:05 NCR 337		12:12 NCR 1053	*	Approve	03/19/98				
19A NCAC 02E .0220	12:05 NCR 337		12:12 NCR 1053	*	Approve	03/19/98				
19A NCAC 02E .0221	12:05 NCR 337		12:12 NCR 1053	*	Approve	03/19/98	*			
19A NCAC 02E .0222	12:05 NCR 337		12:12 NCR 1053	*	Approve	03/19/98	*			
Motor Vehicles, Division of										
19A NCAC 03D .0525		12:08 NCR 729	12:14 NCR 1333	*	Approve	03/19/98				
19A NCAC 03I .0100	11:19 NCR 1413									
19A NCAC 03I .0200	11:19 NCR 1413									
19A NCAC 03I .0202	12:18 NCR 1695									
19A NCAC 03I .0203	12:18 NCR 1695									
19A NCAC 03I .0300	11:19 NCR 1413									
19A NCAC 03I .0400	11:19 NCR 1413									
19A NCAC 03I .0500	11:19 NCR 1413									
19A NCAC 03I .0501	12:18 NCR 1695									
19A NCAC 03I .0502	12:18 NCR 1695									
19A NCAC 03I .0503	12:18 NCR 1695									
19A NCAC 03I .0600	11:19 NCR 1413									
19A NCAC 03I .0700	11:19 NCR 1413									
19A NCAC 03I .0800	11:19 NCR 1413									
19A NCAC 03J .0102	11:11 NCR 882		11:17 NCR 1340	*	Approve	02/20/97	*		11:24 NCR 1832	
19A NCAC 03J .0306	11:11 NCR 882		11:17 NCR 1340	*	Object	02/20/97				
					Approve	03/20/97	*		11:26 NCR 2004	
19A NCAC 03J .0308	11:11 NCR 882		11:17 NCR 1340	*	Object	02/20/97				
					Approve	03/20/97	*		11:26 NCR 2004	
19A NCAC 03J .0601	11:11 NCR 882		11:17 NCR 1340	*	Approve	02/20/97	*		11:24 NCR 1832	
Rail Division										
19A NCAC 06B .0412	12:22 NCR 1981									
19A NCAC 06B .0413	12:22 NCR 1981									

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