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NORTH CAROLINA REGISTER

VOLUME 12 • ISSUE 17 • Pages 1606 - 1691
March 2, 1998

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Public Education
Revenue
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Contested Case Decisions

PUBLISHED BY

The Office of Administrative Hearings
Rules Division
PO Drawer 27447
Raleigh, NC 27611-7447
Telephone (919) 733-2678
Fax (919) 733-3462

This publication is printed on permanent, acid-free paper in compliance with G.S. 125-11.13

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

This publication is printed on permanent, acid-free paper in compliance with G.S. 125-11.13

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Volume 12, Issue 17
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This issue contains documents officially filed through February 9, 1998.

Office of Administrative Hearings
Rules Division
424 North Blount Street (27601)
PO Drawer 27447
Raleigh, NC 27611-7447
(919) 733-2678
FAX (919) 733-3462

Julian Mann III, Director
Bradley Buie, Acting Deputy Director
Molly Masich, Director of APA Services
Ruby Creech, Publications Coordinator
Jean Shirley, Editorial Assistant
Linda Richardson, Editorial Assistant

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NORTH CAROLINA REGISTER

Publication Schedule

(August 1997 - May 1998)

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 nf 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
12:03	08/01/97	07/11/97	10/01/97	08/18/97	09/02/97	09/22/97	05/11/98	09/30/97	10/20/97	05/11/98	04/28/98
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12:05	09/02/97	08/12/97	11/14/97	09/17/97	10/02/97	10/20/97	05/11/98	11/03/97	11/20/97	05/11/98	05/30/98
12:06	09/15/97	08/22/97	12/01/97	09/30/97	10/15/97	10/20/97	05/11/98	11/14/97	11/20/97	05/11/98	06/12/98
12:07	10/01/97	09/10/97	12/15/97	10/16/97	10/31/97	11/20/97	05/11/98	12/01/97	12/22/97	05/11/98	06/28/98
12:08	10/15/97	09/24/97	01/02/98	10/30/97	11/14/97	11/20/97	05/11/98	12/15/97	12/22/97	05/11/98	07/12/98
12:09	11/03/97	10/13/97	01/15/98	11/18/97	12/03/97	12/22/97	05/11/98	01/02/98	01/20/98	05/11/98	07/31/98
12:10	11/14/97	10/23/97	01/15/98	12/01/97	12/15/97	12/22/97	05/11/98	01/13/98	01/20/98	05/11/98	08/11/98
12:11	12/01/97	11/05/97	02/02/98	12/16/97	12/31/97	01/20/98	05/11/98	01/30/98	02/20/98	05/11/98	08/28/98
12:12	12/15/97	11/20/97	02/16/98	12/30/97	01/14/98	01/20/98	05/11/98	02/13/98	02/20/98	05/11/98	09/11/98
12:13	01/02/98	12/08/97	03/16/98	01/20/98	02/02/98	02/20/98	05/11/98	03/03/98	03/20/98	05/11/98	09/29/98
12:14	01/15/98	12/19/97	04/01/98	01/30/98	02/16/98	02/20/98	05/11/98	03/16/98	03/20/98	05/11/98	10/12/98
12:15	02/02/98	01/09/98	04/15/98	02/17/98	03/04/98	03/20/98	05/11/98	04/03/98	04/20/98	01/27/99	10/30/98
12:16	02/16/98	01/26/98	05/01/98	03/03/98	03/18/98	03/20/98	05/11/98	04/17/98	04/20/98	01/27/99	11/13/98
12:17	03/02/98	02/09/98	05/15/98	03/17/98	04/01/98	04/20/98	01/27/99	05/01/98	05/20/98	01/27/99	11/27/98
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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: hearing date shall be at least 15 days the date a notice of the hearing is publi

END OF REQUIRED COMMENT PERIOD (1) RULE WITH NON-SUBSTAN ECONOMIC IMPACT: An agency shall a comments on the text of a proposed rul at least 30 days after the text is publish until the date of any public hearings hel the proposed rule, whichever is longer (2) RULE WITH SUBSTANTIAL ECON IMPACT: An agency shall accept com on the text of a proposed rule publish the Register and that has a substa economic impact requiring a fiscal under G.S. 150B-21.4(b1) for at lea days after publication or until the da any public hearing held on the whichever is longer.

DEADLINE TO SUBMIT TO THE R REVIEW COMMISSION: The Commi shall review a rule submitted to it o before the twentieth of a month by th day of the next month.

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

EXECUTIVE ORDER NO. 128
DESIGNATING THE YEAR OF THE VOLUNTEER

WHEREAS, North Carolina's volunteers are among the state's most valuable assets; and

WHEREAS, North Carolina's volunteers greatly enhance the quality of life for the people of North Carolina, especially children and youth; and

WHEREAS, North Carolina's volunteers merit praise for their efforts to address the state's unmet educational, social, environmental and public safety needs; and

WHEREAS, the immense value of connecting communities and various groups within communities through volunteerism and community service deserves recognition; and

WHEREAS, partnerships involving businesses, civic groups, non-profit organizations, religious organizations and governmental agencies are continually needed to meet new and ongoing challenges facing communities today; and

WHEREAS, young people need mentors to offer guidance and encouragement and to assist children and youth in developing the skills to successful in all walks of life; and

WHEREAS, increased citizen involvement and a greater diversity of volunteers is necessary to solve community problems; and

WHEREAS, it is important that the objectives of the Presidents' Summit for America's Future and the Governor's Summit on America's Promise and Volunteerism be met.

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

1998 is hereby designated as the Year of the Volunteer. The Governor's Office of Citizen and Community Services and the North Carolina Commission on National and Community Service shall be designated to assist communities in developing and strengthening volunteer initiatives.

This Order shall be effective immediately and expire on December 31, 1998.

Done in Greensboro, North Carolina, this 21st day of January, 1998.

EXECUTIVE ORDER NO. 129
GOVERNOR'S TASK FORCE ON DRIVING WHILE IMPAIRED

WHEREAS, the operation of motor vehicles on our highways by persons while impaired constitutes a serious threat to the health and safety of our citizens; and

WHEREAS, a large portion of the fatal accidents on our highways are alcohol related; and

WHEREAS, the Governor's Highway Safety Initiative through the "Booze It and Lose It" program has made driving while impaired a major area of emphasis; and

WHEREAS, the State of North Carolina must consider strong measures designed to deter and prevent the operation of motor vehicles by persons while impaired;

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

Section 1. Establishment.
The Governor's Task Force on Driving While Impaired is reestablished. The Task Force shall be an ad hoc committee of the Governor's Highway Safety Commission. The Task Force shall be composed of not more than thirty-five members appointed by the Governor to serve at the pleasure of the Governor. The Governor shall designate one of the members as Chair and one as Vice Chair. The members of the Governor's Highway Safety Commission shall be ex officio,voting members of the Task Force. Additional members shall include, but not be limited to representatives of law enforcement, the judicial system and the General Assembly.

Section 2. Meetings.
The Task Force shall meet regularly at the call of the Chair and may hold special meetings at any time at the call of the Chair, or the Governor. The Task Force is authorized to conduct public hearings.

.Section 3. Expenses.
Members of the Task Force shall be reimbursed for such necessary travel and subsistence expenses as are authorized by N.C.G.S. 138-5. Funds for reimbursement of such expenses shall be made available from funds authorized by the Governor's Highway
Safety Program.

Section 4. Duties.
The Task Force shall have the following duties:

(a) Review the General Statutes of North Carolina applicable to driving while impaired;
(b) Review proposals in other states designed to deter driving while impaired;
(c) Consider proposals for North Carolina;
(d) Recommend actions to reduce driving while impaired; and

(e) Other such duties as assigned by the Chair or the Governor.

Section 5. Reports.

The Task Force shall present an interim report to the Governor no later than May 11, 1998 and a final report no later than January 10, 1999. The Task Force shall be dissolved when its final report is presented to the Governor.

This Order shall be effective immediately.

Done in the Capital City of Raleigh, North Carolina, this 4th day of February, 1998.

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 North Carolina Wildlife Resources Commission intends to amend rules cited as 15A NCAC 10F .0311, .0317 and .0327. Notice of Rule-making Proceedings was published in the Register on December 1, 1997.

Proposed Effective Date: *April 1, 1999*

A Public Hearing *will be conducted at 10:00 on March 18, 1998 at the Archdale Building, Room 332, 512 N. Salisbury Street, Raleigh, NC 27603.*

Reason for Proposed Action: *15 NCAC 10F .0311 - The Vance County Board of Commissioners initiated the no-wake zone pursuant to G.S. 75A-15, to protect public safety in the area by restricting vessel speed. The Wildlife Resources Commission may adopt this as a temporary rule pursuant to S.L. 1997-0403 following the public hearing and public comment period as indicated in this notice.*

15 NCAC 10F .0317 - The Stanly County Board of Commissioners initiated the no-wake zone pursuant to G.S. 75A-15, to protect public safety in the area by restricting vessel speed. The Wildlife Resources Commission may adopt this as a temporary rule pursuant to S.L. 1997-0403 following the public hearing and public comment period as indicated in this notice.

15 NCAC 10F .0327 - The Montgomery County Board of Commissioners initiated the no-wake zone pursuant to G.S. 75A-15, to protect public safety in the area by restricting vessel speed. The Wildlife Resources Commission may adopt this as a temporary rule pursuant to S.L. 1997-0403 following the public hearing and public comment period as indicated in this notice.

Comment Procedures: *Interested persons may present their views either orally or in writing at the hearing. In addition, the record of hearing will be open for receipt of written comments from March 2, 1998 to April 1, 1998. Such written comments must be delivered or mailed to the North Carolina Wildlife Resources Commission, 512 N. Salisbury Street, Raleigh, NC 27604-1188.*

Fiscal Note: *15 NCAC 10F .0311, .0317 and .0327 do affect the expenditures or revenues of local government funds, but do not affect state 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 10 - WILDLIFE RESOURCES AND WATER SAFETY

SUBCHAPTER 10F - MOTORBOATS AND WATER SAFETY

SECTION .0300 - LOCAL WATER SAFETY REGULATIONS

.0311 GRANVILLE: VANCE AND WARREN COUNTIES

~~(a) Definitions. In addition to the definitions set forth in Paragraph (b) of Rule .0301 of this Section, the following definitions shall apply in this Rule:~~

~~(1) Corps. Corps of Engineers, United States Army;~~

~~(2) Reservoir. John H. Kerr Reservoir in Granville, Vance and Warren Counties.~~

(a) Regulated Areas. This Rule applies to the following waters of John H. Kerr Reservoir in Granville, Vance and Warren Counties:

(1) Kimball Point - Within 50 yards of the shoreline in the northernmost cove of the Kimball Point Recreation Area located at the western end of SR 1204 in Warren County.

(2) Kerr Lake Methodist Campground - Beginning 50 yards north and ending 50 yards east of the Kerr Lake Methodist Campground.

(3) Lower Mill Creek - Beginning at a point on the eastern side of Lower Mill Creek where it intersects the North Carolina - Virginia state line, running across the creek with said state line and then running in a southerly direction on both the east and west sides of the creek to the head waters and including all waters of the creek south of the state line.

(4) Flat Creek at NC Highway 39 Bridge - Within 50 yards on either side of the NC Highway 39 Bridge.

(b) Speed Limit Near Ramps. No person shall operate a vessel at greater than no-wake speed within 50 yards of any concrete boat launching ramp located on the ~~reservoir in said counties.~~ reservoir.

(c) Speed Limit in Mooring Areas. No person shall operate a vessel at greater than no-wake speed while within a designated mooring area established by or with the approval of the US Army Corps of Engineers on the waters of the ~~reservoir in said counties.~~ reservoir.

(d) Speed Limit. No person shall operate a vessel at greater than no-wake speed within any regulated area of the reservoir

described in Paragraph (a) of this Rule.

~~(d)~~(e) Restricted Swimming Areas. No person operating or responsible for the operation of a vessel shall permit it to enter any designated swimming area established by or with the approval of the US Army Corps of Engineers on the waters of the ~~reservoir in said counties.~~ reservoir.

~~(e) Speed Limit at Kimball Point. No person shall operate a vessel at greater than no-wake speed within 50 yards of the shoreline in the northernmost cove of the Kimball Point Recreation Area in the reservoir, such recreation area being at the western end of SR 1204 in Warren County.~~

~~(f) Speed Limit at Lower Mill Creek. No person shall operate a vessel at greater than no-wake speed beginning at a point on the eastern side of Lower Mill Creek where it intersects the North Carolina - Virginia state line, running across the creek with said state line and then running in a southerly direction on both the east and west sides of the creek to the head waters and including all waters of the creek south of the state line.~~

~~(g) Speed Limit at Kerr Lake Methodist Campground. No person shall operate a vessel at greater than no-wake speed beginning 50 yards north and ending 50 yards east of the Kerr Lake Methodist Campground.~~

~~(h)~~(f) Placement and Maintenance of Markers. ~~The Corps is designated a suitable agency for placement and maintenance of markers implementing this Rule. The perimeters of designated swimming areas must be marked with float lines which, in conjunction with the shoreline, form completely enclosed areas. In addition, supplementary standards as set forth in Rule .0301(g)(2) to (7) and (9) of this Section shall apply.~~ Each of the boards of Commissioners of the above-named counties is designated a suitable agency for placement and maintenance of markers implementing this Rule for regulated areas within their territorial jurisdiction in accordance with the Uniform System, subject to the approval of the US Army Corps of Engineers.

Authority G.S. 75A-3; 75A-15.

.0317 STANLY COUNTY

(a) Regulated Areas. This Rule applies to the following waters and portions of ~~waters:~~ waters described as follows:

(1) ~~that portion of~~ Narrows Reservoir ~~(Badin Lake) which lies within the boundaries of Stanly County;~~ (Badin Lake);

(2) ~~that portion of~~ Lake ~~Tillery which lies within the boundaries of Stanly County;~~ Tillery;

(A) Turner Beach Cove as delineated by appropriate markers;

(B) Mountain Creek Cove as delineated by appropriate markers;

~~(3) Turner Beach Cove on Lake Tillery as delineated by appropriate markers.~~

(3) Harper Herne Lake - Harper Herne Lake Subdivision Cove as delineated by appropriate markers.

(b) Speed Limit Near Ramps. No person shall operate a vessel at greater than no-wake speed within 50 yards of any public boat launching ramp while on the waters of a regulated area described in Paragraph (a) of this Rule.

(c) Restricted Swimming Areas. No person operating or responsible for the operation of a vessel shall permit it to enter any marked public swimming area established with the approval of the Executive Director, or his representative, on the waters of a regulated area described in Paragraph (a) of this Rule.

(d) Speed Limit. ~~Limit in Specific Zones.~~ No person shall operate a vessel at greater than no-wake speed within any ~~50 yards~~ of the ~~following marked zone located on any~~ regulated area described in Paragraph (a) of this ~~Rule:~~ Rule.

~~(1) Mountain Creek Cove, Lake Tillery.~~

(e) Placement and Maintenance of Markers. The Board of Commissioners of Stanly County is hereby designated a suitable agency for placement and maintenance of the markers ~~hereby authorized, subject to the approval of the United States Coast Guard and the United States Army Corps of Engineers.~~ implementing this Rule in accordance with the Uniform System. ~~With regard to marking the regulated areas described in Paragraph (a) of this Rule, supplementary standards as set forth in Rule .0301(g)(1) to (8) of this Section shall apply.~~

Authority G.S. 75A-3; 75A-15.

.0327 MONTGOMERY COUNTY

(a) Regulated Areas. This Rule applies to the waters and portions of waters described as follows:

(1) Badin ~~Lake.~~ Lake - Lakeshore Drive Cove as delineated by appropriate markers.

(2) Lake Tillery.

(A) Woodrun Cove as delineated by appropriate markers.

(B) Carolina Cove as delineated by appropriate markers.

~~(3) Woodrun Cove. Those waters within 50 yards of the mouth of Woodrun Cove located on Lake Tillery as delineated by appropriate markers and within 50 yards of the boat ramp located at the head of Woodrun Cove.~~

~~(4)~~(3) Tuckertown Reservoir.

~~(5) Carolina Forest Cove. The mouth of Carolina Forest Cove located on Lake Tillery as delineated by appropriate markers.~~

(b) Speed Limit Near Shore Facilities. No person shall operate a vessel at greater than no-wake speed within 50 yards of any marked boat launching area, dock, pier, bridge, marina, boat storage structure, or boat service area on the waters of the regulated areas described in Paragraph (a) of this Rule.

(c) Speed Limit. No person shall operate a vessel at greater than no-wake speed within any regulated area described in Paragraph (a) of this Rule.

~~(c)~~(d) Restricted Swimming Areas. No person operating or responsible for the operation of a vessel shall permit it to enter any marked public swimming area established with the approval of the Wildlife Resources Commission on the waters of the regulated areas described in Paragraph (a) of this Rule.

~~(d)~~(e) Placement and Maintenance of Markers. The Board

of Commissioners of Montgomery County is hereby designated a suitable agency for placement and maintenance of the markers ~~hereby authorized, subject to the approval of the United States Coast Guard and the United States Army Corps of Engineers. With regard to marking the regulated areas described in Paragraph (a) of this Rule, supplementary standards as set forth in Rule .0301(g)(1) to (8) of this Section shall apply.~~ implementing this Rule in accordance with the Uniform System.

Authority G.S. 75A-3; 75A-15.

TITLE 17 - DEPARTMENT OF REVENUE

Notice is hereby given in accordance with G.S. 150B-21.2 that the North Carolina Department of Revenue intends to amend rule cited as 17 NCAC 6B .3204 and to repeal 17 NCAC 9L .0302.

Proposed Effective Date: *August 1, 1998*

Instructions on How to Demand a Public Hearing: *The Department of Revenue is not subject to the notice and hearing requirements of the APA. Nevertheless, the Department publishes notice of proposed text in the Register and will hold a public hearing if there is sufficient interest in a public hearing. The Department does this because it believes that notice and hearing serve good public policy. A request for a public hearing for Rule 17 NCAC 6B .3204 must be in writing and be submitted to Mr. Sam McEwen, Personal Taxes Division at P.O. Box 871, Raleigh, NC 27602, by March 16, 1998. A request for a public hearing for Rule 17 NCAC 9L .0302 must be in writing and be submitted to Ms. Jan Slusser, Motor Fuel Tax Division, P.O. Box 871, Raleigh, NC 27602, by March 16, 1998. Notice of any public hearing scheduled on this proposed rule change will be published in the Register.*

Reason for Proposed Action: *17 NCAC 6B .3204 - The federal income tax negligence penalty has changed and is now an accuracy penalty rather than a 5 percent negligence penalty. This rule is amended to reflect the change in the federal law. 17 NCAC 9L .0302 - Effective July 1, 1998, federal law will tax kerosene in accordance with the procedure now used for clear diesel. When this occurs, clear kerosene will be taxed by the State as a motor fuel rather than an alternative fuel.*

Comment Procedures: *Written comments for 17 NCAC 6B .3204 may be submitted to Mr. Sam McEwen at North Carolina Department of Revenue, Personal Taxes Division, P.O. Box 871, Raleigh, NC 27602. Written comments for 17 NCAC 9L .0302 may be submitted to Ms. Jan Slusser, at NC Department of Revenue, Motor Fuels Tax Division, P.O. Box 871, Raleigh, NC 27602. Comments received will be taken into consideration in adopting the permanent rule. If you have questions regarding 17 NCAC 6B .3204, you may call Mr. McEwen at 919-733-3565. If you have questions regarding 17 NCAC 9L .0302, you may call Ms. Slusser at 919-733-4629.*

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 6 - INDIVIDUAL INCOME TAX DIVISION

SUBCHAPTER 6B - INDIVIDUAL INCOME TAX

SECTION .3200 - PENALTIES: INDIVIDUAL INCOME TAX

.3204 NEGLIGENCE PENALTIES

~~(a)~~ When the ~~5 percent negligence~~ federal accuracy penalty has been assessed for federal income tax ~~purposes,~~ purposes under Section 6662 of the Internal Revenue Code, the 10 percent negligence penalty will be assessed for state income tax purposes unless the 25 percent negligence penalty applies.

~~(b) A negligence penalty cannot be assessed when the fraud penalty has been assessed with respect to the same deficiency.~~ There is no minimum dollar amount of negligence penalty. ~~On combined returns the negligence penalty will be assessed based on the additional tax due on the spouse's return to which the negligence penalty is being applied after being offset by any overpayment due to the other spouse.~~

Authority G.S. 105-236(5); ~~105-236(6);~~ 105-262.

CHAPTER 9 - MOTOR FUELS TAX DIVISION

SUBCHAPTER 9L - ALTERNATIVE FUEL

SECTION .0300 - TAX AND LIABILITY

.0302 UNBLENDED KEROSENE AS ALTERNATIVE FUEL

~~Unblended kerosene is an alternative fuel.~~

Authority G.S. 105-262; 105-449.130.

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 1 - DEPARTMENT OF ADMINISTRATION

Rule-making Agency: *Department of Administration*

Rule Citation: *1 NCAC 5B .0301 - .0302, .0310, .0316, .0401, .0801 - .0802, .1301, .1519, .1604, .1906*

Effective Date: *February 15, 1998*

Findings Reviewed and Approved by: *Beecher R. Gray*

Authority for the rule-making: *G.S. 143-52; 143-53(a)*

Reason for Proposed Action: *Session Law 1997-412 amended State procurement laws, increasing benchmarks for universities and State agencies, and also mandated the Secretary of Administration to make rules in certain areas of procurement as a result of the benchmark changes. These include advertising of solicitations handled by the Division of Purchase & Contract, universities and State agencies as well as contract language consistency and protest procedures. These rule changes clarify the process for all State procurement, which was altered significantly by S.L. 1997-412.*

Comment Procedures: *Any person interested in making written or verbal comment to these temporary rules should submit such comment to R. Glen Peterson, General Counsel, N.C. Department of Administration, 116 West Jones Street, Raleigh, NC 27603-8003; telephone: (919) 733-7232; fax: (919) 733-9571; e-mail: glen_peterson@mail. doa.state.nc.us*

CHAPTER 5 - PURCHASE AND CONTRACT

SUBCHAPTER 5B - PURCHASE PROCEDURES

SECTION .0300 - PROCUREMENT AUTHORIZATION AND PROCEDURES

.0301 CONTRACTING REQUIREMENTS

~~(a) Where the total requirements for any given commodity or service involve an expenditure in excess of the expenditure benchmark established under the provisions of G.S. 143-53.1, and where competition is solicited, sealed offers shall be solicited by direct mailing. Rules applying to service contracts do not apply to local school administrative units or community colleges.~~

~~(b) In addition to Paragraph (a) of this Rule, for the procurement of equipment, materials, and supplies, sealed offers shall be solicited by this Division by direct mail and by advertisement in a newspaper of statewide circulation or by electronic media when deemed more advantageous for certain items or commodities at least 10 days prior to the date designated for opening of the bids.~~

~~(c) In addition to Paragraph (a) of this Rule, for the procurement of services, the following shall apply:~~

~~(1) The final decision-making authority in regard to any phase of procurement or performance of any service contract is with the SPO. In addition to service contracts delegated under Rules .0401 and .1301 of this Subchapter, the SPO may delegate agencies the authority to handle the solicitation phase for contracts over the benchmark established under G.S. 143-53.1.~~

~~(2) For each service contract, the using agency shall prepare a task description of the services and desired results. For statewide or multiagency term contracts this Division will establish the task description of services and desired results. Task descriptions shall contain all of the following:~~

~~(A) the date(s) of service (The contract shall not be for more than three years including extensions and renewals, without the prior approval of the SPO.);~~

~~(B) detailed specifications or type and level of work required;~~

~~(C) what the State will furnish;~~

~~(D) what the contractor will furnish;~~

~~(E) the method, schedule, and procedures for billing and payments;~~

~~(F) other terms and conditions, specifications or procedures bearing on the conduct of the work.~~

~~(3) Upon completion of the task description and desired results, competition shall be solicited, where available, utilizing a RFP or IFB, which shall contain the task description and desired results, and specify or provide for all of the following:~~

~~(A) the laws of North Carolina shall govern the contract;~~

~~(B) the contract shall be cancelable upon a specified written notice at any time by the State for unsatisfactory performance or for the convenience of the State;~~

~~(C) provide for the option to require a performance bond or other suitable means of ensuing faithful performance when deemed by the State to be necessary;~~

~~(D) that the contract is entered into in compliance with State and Federal antitrust laws;~~

~~(E) the contractor shall furnish all worker's compensation, liability insurance, and other insurance as may be required to protect~~

~~himself and the State from claims which may arise;~~

~~(F) payment schedule;~~

~~(G) price adjustment provisions, if any;~~

~~(H) identify the agency liaison personnel and any other agency resources that will be available to the contractor;~~

~~(I) the criteria for evaluation;~~

~~(J) request a description of the offeror's qualifications and references;~~

~~(K) have the cost of the service broken down by components;~~

~~(L) have the offeror identify the proposed methodology for accomplishing the work (if not furnished in the RFP).~~

~~An exception to Paragraph (c) of this Rule is where an emergency condition exists.~~

~~(4) After opening, and completion of the evaluation, the using agency shall prepare a written recommendation for award, and if over the benchmark established under G.S. 143-53.1, shall submit a copy of all offers received and their recommendation to this Division for award of contract or other action deemed necessary by the SPO (Examples: cancellation, negotiation, etc.). Notice of the Division's decision shall be sent to the using agency.~~

Except where a waiver, special delegation, exemption, or an emergency purchase is permitted by Rule, all purchases involving the expenditure of public funds made by universities and other agencies for commodities, services and printing, not covered by statewide term contracts, shall comply with the following delegations and procedures:

(1) Small Purchases: A small purchase is defined as the purchase of commodities, services or printing, not covered by a term contract, involving an expenditure of public funds of five thousand dollars ($5,000) or less. The executive officer or his designee, of each agency shall set forth, in writing, purchasing procedures for making small purchases. The awarding of contracts for small purchases shall be the responsibility of the using agency. The SPO may require a copy of the small purchase procedures be sent to the Division of Purchase and Contract.

(2) Purchases Governed by General Delegation or Statute:

(a) For purchases made by a university or agency involving an expenditure of public funds over five thousand dollars ($5,000), up to the benchmark established for a university under the provisions of G.S. 116-31.10, and up to the general delegation limit for agencies established by the SPO under the provisions of G.S. 143-53(a)(2):

(i) Competition shall be solicited;

(ii) Solicitation documents requesting or inviting offers shall be issued;

(iii) Solicitation documents shall include standard language, including terms and conditions issued by the Division of Purchase and Contract, unless prior written approval is obtained from the Division. If additional terms and conditions are used, they shall not conflict with Division's standard terms and conditions, unless prior written approval is obtained from the Division; and

(iv) Mailing lists, if still maintained by the Division of Purchase and Contract, may be requested and used in addition to mailing lists maintained by the university or agency for the purpose of soliciting competition.

(b) In addition, agencies and universities shall advertise their solicitations through the Division of Purchase and Contract, effective September 1, 1998, for the following purchases:

(i) Agencies: For purchases involving an expenditure of public funds exceeding ten thousand dollars ($10,000), up to the general delegation limit for an agency established by the SPO under the provisions of G.S. 143-53(a)(2);

(ii) Universities: For purchases involving an expenditure of public funds exceeding twenty five thousand dollars ($25,000), up to the benchmark established for a university under the provisions of G.S. 116-31.10.

Agencies and universities may advertise sooner than the effective date and may also advertise solicitations on smaller dollar purchases through the Division of Purchase and Contract.

(c) The awarding of contracts under the statutory limit for universities and the general delegation for all other agencies, shall be the responsibility of the using agency.

(3) Competitive Bidding Procedure: Where the total requirements for commodities, services or printing jobs involve an expenditure of public funds in excess of the expenditure benchmark established under the provisions of G.S. 116-31.10 or the general delegations established by the SPO under the provisions of G.S. 143-53(a)(2), the competitive bidding procedure as defined in G.S. 143-52 shall be utilized as follows:

(a) Sealed offers for commodities and printing shall be solicited by the Division of Purchase and Contract via advertisement;

(b) For service contracts, the SPO delegates to the universities and other agencies the authority to solicit sealed offers for their university/agency

in accordance with the rules established for Subitems (2)(a) and (b) of this Rule. After opening and completing the evaluation of offers received, the agency shall prepare a written recommendation for award, and if over the benchmark established under G.S. 116-31.10 or the general delegations established by the SPO, shall submit a copy of all offers received and their recommendation of award or other action to the Division of Purchase and Contract for approval or other action deemed necessary by the SPO (Examples: cancellation, negotiation, etc.). Notice of the Division of Purchase and Contract's decision shall be sent to the agency. The awarding of contracts for services shall be the responsibility of the using agency.

(c) Sealed offers for statewide term contracts for commodities, printing and services shall be solicited by the Division of Purchase and Contract via advertisement.

(4) For each service contract handled by the agency, the agency shall prepare a task description of the services and desired results. Task descriptions shall contain all of the following:

(a) The date(s) of service (The contract shall not be for more than three years including extensions and renewals, without the prior approval of the SPO.);

(b) Detailed specifications or type and level of work required;

(c) What the State shall furnish;

(d) What the contractor shall furnish;

(e) The method, schedule, and procedures for billing and payments; and

(f) Other subject matters bearing on the conduct of the work.

(5) Rules applying to service and printing contracts do not apply to local school administrative units or community colleges.

History Note: Authority G.S. 143-49; 143-52; 143-53; 143-53.1;
Eff. February 1, 1976;
Readopted Eff. February 27, 1979;
Amended Eff. February 1, 1996; January 1, 1985;
Temporary Amendment Eff. February 15, 1998.

.0302 MAILING LISTS

~~(a) The Division of Purchase and Contract shall maintain mailing lists for the purpose of soliciting offers on various categories of commodities and services. A form shall be available upon request as an application to be included on an appropriate list.~~

~~(b) Companies may be added to or removed from these lists after taking into consideration financial standing and responsibility, facilities for production, distribution and services, length of time successfully in business, responsiveness, performance as a supplier, the need for competition, the budgeted amounts for maintaining the lists and for duplicating and mailing and other such factors as may be pertinent and reasonable. Only companies responsive to solicitations shall be retained on mailing lists.~~

~~(c) When it is not economically feasible or otherwise practicable to use the entire mailing list, the Division may use those companies who may reasonably and practically be expected to reply.~~

History Note: Authority G.S. 143-49; 143-52;
Eff. February 1, 1976;
Readopted Eff. February 27, 1979;
Amended Eff. February 1, 1996;
Temporary Repeal Eff. February 15, 1998.

.0310 NOTIFICATION OF AWARD

If a solicitation is required to be advertised through the Division of Purchase and Contract, then notice of the resulting contract award shall be posted via the Division of Purchase and Contract's home page by the agency issuing the solicitation document in accordance with Rule .0316 of this Section. In addition, ~~After~~ after contracts are awarded, successful companies ~~and agencies~~ shall be notified in writing or ~~electronically.~~ electronically by the agency issuing the solicitation document.

History Note: Authority G.S. 143-49; 143-52; 143-53;
Eff. February 1, 1976;
Readopted Eff. February 27, 1979;
Amended Eff. February 1, 1996; May 1, 1988; July 1, 1987;
Temporary Amendment Eff. February 15, 1998.

.0316 ADVERTISEMENT REQUIREMENTS

(a) Unless already required by statute, effective September 1, 1998 all advertisements required by Rule shall be through the Division of Purchase and Contract via the Division's home page on the internet. If advertisement is required by Rule, the solicitation shall be advertised at least once and at least 10 days prior to the date designated for opening. This Rule does not prevent solicitation of offers by additional direct mailings or additional advertisement by an agency.

(b) Agencies required by Rule to advertise their solicitations shall electronically transmit the required data directly to the Division's home page. The required data shall include, the complete solicitation document (specifications, requirements, terms and conditions, etc), with agency name, buyer name, phone number and address for accessing hard copies of the solicitation, solicitation identification number, title (a short description of the commodity, service or printing requirement), and the opening date, time and place. If the solicitation requires potential offerors to attend a mandatory conference or mandatory site visit, this information shall also be furnished with the advertisement, to include date and time, location, and contact person and phone number.

(c) Within three agency working days from award of

contract that has been advertised through the Division, agencies shall be required to electronically transmit an award notice directly to the Division's home page on the internet. The award notice shall be posted for at least 30 consecutive calendar days. This award notice shall identify the contract and award information.

(d) The exact format and instructions for submitting the advertisement, summary notice, and award notice will be furnished to all agencies by the Division.

(e) Exceptions to this Rule are as follows:

(1) When it is deemed by the agency's executive officer or his designee that there is a valid reason for the agency not to transmit the advertisement or award notice electronically, that agency may submit the data to the Division, so the Division may transmit it electronically; or, the agency may place the advertisement (excluding the complete solicitation document) via newspaper. If advertised via newspaper, the agency which issued the solicitation document shall be responsible for the advertisement and the award notice shall not be required. Some valid reasons include computer equipment failure or networking difficulties, or insufficient copies of samples for a printing job.

(2) If there is an attachment to a solicitation that the agency determines will not be electronically transmitted, then the solicitation document, when electronically transmitted, shall include instructions to contact the agency which issued the solicitation to obtain the attachment.

(3) If an agency determines that it is not feasible to electronically transmit a particular solicitation document through the Division's home page, then the agency shall electronically transmit a summary notice, the same way as if they had electronically transmitted the solicitation document, which will instruct someone inquiring on the Division's home page about the solicitation, to contact the agency for a hard copy.

History Note: Authority G.S. 143-52; 143-53;
Temporary Adoption Eff. February 15, 1998.

SECTION .0400 - INFORMAL PROPOSALS (QUOTATION) PROCEDURE

.0401 GENERAL DELEGATION

~~(a) In making purchases of commodities and services not covered by state term contracts and estimated to be less than the expenditure benchmark established under the provisions of G.S. 143-53.1, the SPO may authorize agencies under a general delegation to make those purchases. Rules for printing requirements are covered by Section .0800 of this Subchapter. Rules applying to service contracts do not apply to local school administrative units or community colleges.~~

~~(b) Small purchases are governed by Rule .1301 of this Subchapter. Purchases of commodities and services under the General Delegation, which covers expenditures over two thousand five hundred dollars ($2,500) but under the expenditure benchmark, shall be acquired as follows:~~

~~(1) Competition must be solicited, where available; and~~

~~(2) All purchase transactions shall be documented. This includes a record of all quotes received, written and verbal, and written reason for award to other than low quote. Written reasons for waiver and emergency purchases shall also be made a matter of record; and~~

~~(3) All purchasing files must be retained for a period of five years after expiration. This includes purchase orders (term contract and non-term contract), quotes (verbal and written), waivers, and emergency purchases. All supporting documentation must be kept in the file during this retention period (Examples: all quotes received, reason for contracting with other than low quote or with sole source(s), is a waiver or an emergency purchase, copy of purchase order and any correspondence); and~~

~~(4) In addition, for purchases over five thousand dollars ($5,000) but still less than the expenditure benchmark, agencies shall do the following:~~

~~(A) Agencies are required to issue their own solicitation documents. This shall also apply to a waiver or emergency purchase, if time permits; and~~

~~(B) The solicitation documents sent out by agencies shall include terms and conditions applicable to the requirement.~~

~~(c) Awarding of contracts under the general delegation of this Section shall be the responsibility of the agency's executive officer.~~

~~(d) Additional rules applying to service contracts are in Rule .0301 of this Subchapter.~~

History Note: Authority G.S. 143-52; 143-53; 143-53.1;
Eff. February 1, 1976;
Readopted Eff. February 27, 1979;
Amended Eff. February 1, 1996; January 1, 1985;
Temporary Repeal Eff. February 15, 1998.

SECTION .0800 - PRINTING

.0801 GENERAL POLICY

~~The Division of Purchase and Contract shall make provisions for or contracts for the printing requirements of, all agencies, with the exception of community colleges and local school administrative units, either through the use of applicable state facilities, delegation, waiver, or by seeking competition in the open market.~~

History Note: Authority G.S. 143-49; 143-53;
Eff. February 1, 1976;
Readopted Eff. February 27, 1979;
Amended Eff. February 1, 1996;
Temporary Repeal Eff. February 15, 1998.

.0802 PROCEDURE

~~(a) The dollar limits for handling contracts for printing shall be as follows:~~

~~(1) General State government agencies and departments may handle printing contracts up to five hundred dollars ($500) per job.~~

~~(2) The universities and institutions may handle printing contracts up to ten thousand dollars ($10,000) per job.~~

~~(3) All printing contracts over these dollar limits shall be handled by the Division of Purchase and Contract.~~

~~(b) All printing contracts over five hundred dollars ($500) which cannot be satisfied by the Department of Correction in accordance with G.S. 148-70, shall be handled as follows:~~

~~(1) Competition must be solicited, where available; and~~

~~(2) All purchase transactions shall be documented. This includes a record of all quotes received, written and verbal; and written reason for award to other than low quote. Written reasons for waiver and emergency purchases shall also be made a matter of record; and~~

~~(3) All purchasing files must be retained for a period of five years after expiration. This includes purchase orders, quotes (verbal and written), waivers, and emergency purchases. All supporting documentation must be kept in the file during this retention period (Examples: all quotes received, reason for contracting with other than low quote or with sole source(s), is a waiver or an emergency purchase, copy of purchase order and any correspondence); and~~

~~(4) In addition, for printing contracts over five thousand dollars ($5,000) but still within the limits specified in Paragraph (a) of this Rule, these guidelines shall be followed:~~

~~(A) Solicitation documents shall be issued. This shall also apply to a waiver or emergency purchase, if time permits; and~~

~~(B) The solicitation documents sent out shall include terms and conditions applicable to the requirement.~~

~~(c) The award of contracts within the dollar limits specified in Subparagraphs (a)(1) and (2) of this Rule shall be the responsibility of the agency's executive officer.~~

History Note: Authority G.S. 143-49; 143-53;
Eff. February 1, 1976;
Readopted Eff. February 27, 1979;
Amended Eff. February 1, 1996; January 1, 1985;
Temporary Repeal Eff. February 15, 1998.

SECTION .1300 - SMALL PURCHASES

.1301 PROCEDURES

~~A small purchase is defined as the purchase of commodities or services, not covered by a term contract, and the expenditure is for two thousand five hundred dollars ($2,500) or less. Rules for printing requirements are covered by Section .0800 of this Subchapter. Rules applying to printing contracts do not apply to local school administrative units or community colleges. The Executive Officer of each agency shall set forth, in writing, purchasing procedures for making small purchases. Awarding of contracts for small purchases shall be the responsibility of the agency's executive officer. The SPO may require a copy of the small purchase procedures be sent to the Division of Purchase and Contract.~~

History Note: Authority G.S. 143-53;
Eff. February 1, 1976;
Readopted Eff. February 27, 1979;
Amended Eff. February 1, 1996;
Temporary Repeal Eff. February 15, 1998.

SECTION .1500 - MISCELLANEOUS PROVISIONS

.1519 PROTEST PROCEDURES

~~A party wanting to protest a contract award handled by the Division of Purchase and Contract must submit a written request for a protest meeting to the SPO which must be received in the Division of Purchase and Contract within 30 consecutive calendar days from the date of the protested contract award. This letter must contain specific sound reasons and any supporting documentation for why the party is protesting the award or the protest will be promptly rejected. If the SPO can render a decision based on the facts without a meeting, a written response with a decision will be rendered within 10 consecutive calendar days of the receipt of the protest letter. If not, the SPO will schedule a meeting with the protesting party to hear their complaint. This meeting will be held within 30 consecutive calendar days after receipt of the written protest. The SPO will respond to the protesting party in writing with a decision within 30 consecutive calendar days from the date of the protest meeting. All decisions of the SPO shall be the final administrative review.~~

(a) To insure fairness to all offerors and to promote open competition, agencies and the Division of Purchase and Contract shall actively follow-up and be consistent in responding to an offeror's protest over contract awards.

(b) This Rule applies only to contracts with an actual or estimated dollar value over ten thousand dollars ($10,000). It is recommended that agencies establish procedures to handle an offeror's concerns for contracts with less dollar value.

(c) When an offeror wants to protest a contract awarded by an agency over ten thousand dollars ($10,000), the agency and the offeror shall comply with the following:

(1) The offeror shall submit a written request for a protest meeting to the agency's executive officer which shall be received by the agency's executive officer's office within 30 consecutive calendar days from the date of the contract award. The executive officer shall furnish a copy of this letter to the SPO within 5 consecutive calendar days of receipt. The offeror's letter shall contain specific sound reasons and any supporting documentation for why they have

a concern with the award. If the letter does not contain this information, or if the executive officer determines that a meeting would serve no purpose, then he may, within 10 consecutive calendar days from the date of receipt of the letter, respond in writing to the offeror and refuse the protest meeting request. A copy of the executive officer's letter shall be forwarded to the SPO.

(2) If the protest meeting is granted, the executive officer shall attempt to schedule the meeting within 30 consecutive calendar days after receipt of the letter, or as soon as possible thereafter. Within 10 consecutive calendar days from the date of the protest meeting, the executive officer shall respond to the offeror in writing with his decision. A copy of the executive officer's letter shall be forwarded to the SPO.

(3) The agency shall notify the SPO, in writing, of any further administrative or judicial review of the contract award.

(4) The executive officer may appoint a designee to act on his behalf under this Rule.

(d) When an offeror wants to protest a contract awarded by the Secretary over ten thousand dollars ($10,000), the SPO and the offeror shall comply with the following:

(1) The offeror shall submit a written request for a protest meeting to the SPO which shall be received by the Division within 30 consecutive calendar days from the date of the contract award. The offeror's letter shall contain specific sound reasons and any supporting documentation for why they have a concern with the award. If the letter does not contain this information, or if the SPO determines that a meeting would serve no purpose, then he may, within 10 consecutive calendar days from the date of receipt of the letter, respond in writing to the offeror and refuse the protest meeting request.

(2) If the protest meeting is granted, the SPO shall attempt to schedule the meeting within 30 consecutive calendar days after receipt of the letter, or as soon as possible thereafter. Within 10 consecutive calendar days from the date of the protest meeting, the SPO shall respond to the offeror in writing with his decision.

History Note: Authority G.S. 143-53; 150B-2; 150B-22; 150B-23;
Eff. February 1, 1996;
Temporary Amendment Eff. February 15, 1998.

SECTION .1600 - EXEMPTIONS, EMERGENCIES AND SPECIAL DELEGATIONS

.1604 GENERAL DELEGATIONS

The general purchasing delegation for agencies (except the universities) shall be not more than ten thousand dollars ($10,000). The SPO may lower or raise this general delegation for a specific agency, up to the amount established by G.S. 143-53.1, after consultation with the State Budget Officer and the State Auditor for State agencies, and upon consideration of the agency's (except the universities) overall capabilities, including staff resources, organizational structure, training, purchasing compliance reviews, electronic communication capabilities, and audit reports. If an agency wishes to obtain an increase in their general delegation, they shall submit a request in writing, outlining their overall capabilities, to the SPO for his consideration.

History Note: Authority G.S. 143-53;
Temporary Adoption Eff. February 15, 1998.

SECTION .1900 - RECORDS OF THE DIVISION OF PURCHASE AND CONTRACT

.1906 APPLICATIONS FOR ADDITION TO MAILING LIST

~~Applications for inclusion on mailing lists are retained for two years.~~

History Note: Authority G.S. 143B-10(f);
Eff. February 1, 1976;
Readopted Eff. February 27, 1979;
Amended Eff. February 1, 1996;
Temporary Repeal Eff. February 15, 1998.

TITLE 10 - DEPARTMENT OF HEALTH AND HUMAN SERVICES

Rule-making Agency: *Secretary of Department of Health and Human Services*

Rule Citation: *10 NCAC 21B .0117*

Effective Date: *March 9, 1998*

Findings Reviewed and Approved by: *Beecher R. Gray*

Authority for the rule-making: *G.S. 143-116.7*

Reason for Proposed Action: *On November 6, 1997, Fire Inspector conducted an inspection of the streets on The Governor Morehead School Campus. Several fire safety hazards and/or violations of the local/state codes were noted. An Order To Comply was issued requiring GMS to correct these infractions as soon as possible. Failure to comply with the order may render the state liable to the penalties provided by law for these violations. More importantly, these violations could jeopardize the safety and welfare of students and staff on the GMS Campus.*

Comment Procedures: *Any interested persons may present written comments to Patricia D. Purser, Division of Services for the Blind, 309 Ashe Avenue, Raleigh, NC 27606.*

CHAPTER 21 - THE GOVERNOR MOREHEAD SCHOOL

SUBCHAPTER 21B - CAMPUS REGULATIONS

SECTION .0100 - ABSENCES FROM CAMPUS

.0117 THE GOVERNOR MOREHEAD SCHOOL CAMPUS PARKING

Parking on The Governor Morehead School Campus shall be in conformity with the following requirements:

(1) Vehicles shall be parked only in designated parking spaces. Parking spaces are defined by painted lines in the surfaced areas and by wheel-stops in non-surfaced areas.

(2) No parking is allowed on any streets.

(3) No stopping to load or unload is allowed on any streets.

(4) Signs shall be erected in specific areas indicating No Parking and Tow-away Zones.

(5) The school may have removed to a place of storage, at the owner's expense, any unattended vehicle illegally parked in a designated tow-away zone.

(6) No parking is allowed in any manner that would block or prohibit access to a designated crosswalk.

History Note: Authority G.S. 143-116.7; Temporary Adoption Eff. March 9, 1998.

TITLE 15A - DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

Rule-making Agency: *Department of Environment and Natural Resources*

Rule Citation: *15A NCAC 01O .0101 - .0109*

Effective Date: *March 1, 1998*

Findings Reviewed and Approved by: *Beecher R. Gray*

Authority for the rule-making: *G.S. 130A-4*

Reason for Proposed Action: *These Rules were originally adopted by the Commission for Health Services (November 14, 1997). The NC ;Rules Review Commission found that the Commission for Health Services did not have statutory authority to adopt the rules. In addition, the RRC has indicated that they intend to invalidate the current rules codified as 15A NCAC 18A .2300 at the February meeting of the RRC. Because there must be rules in effect to be used to determine who is delegated authority to enforce rules of the Commission for Health Services, it is essential that these Rules be adopted as temporary rules. Without these Rules, there will not be any defendable or rational basis for granting or denying delegations to local health department environmental health specialists to enforce CHS rules as an agent of the state.*

Comment Procedures: *Comments may be made to Malcolm Blalock, PO Box 29596, Raleigh, NC 27626-0596 or E-Mail at Malcolm_Blalock@mail.ehnr.state.nc.us.*

CHAPTER 1 - DEPARTMENTAL RULES

SUBCHAPTER 1O - ENVIRONMENTAL HEALTH

SECTION .0100 - DELEGATION OF AUTHORITY TO ENFORCE THE COMMISSION FOR HEALTH SERVICES SANITATION RULES

.0101 SCOPE OF DELEGATED AUTHORITY

No person shall act as an authorized agent of the state in enforcing the provisions of G.S. 130A and the rules of the Commission for Health Services who is not a current employee of a local health department, registered with the North Carolina State Board of Sanitarian Examiners as a Registered Sanitarian or Sanitarian Intern and authorized pursuant to these Rules. Except as provided in Rule .0105 of this Section, an authorization shall be valid only in the county or district served by the local health department which employs the agent. There shall be seven areas of authorization to enforce the provisions of G.S. 130A and the rules of the Commission for Health Services found in 15A NCAC 18A as follows:

(1) Food, Lodging, and Institution Sanitation including the following:
   - (a) .1000 Sanitation of Summer Camps,
   - (b) .1300 Sanitation of Hospitals; Nursing and Rest Homes; Sanitariums, Sanitoriums; Educational and other Institutions,
   - (c) .1500 Sanitation of Local Confinement Facilities,
   - (d) .1600 Sanitation of Residential Care Facilities,
   - (e) .1800 Sanitation of Lodging Establishments,
   - (f) .2100 Rules Governing the Sanitation & Safety of Migrant Housing,
   - (g) .2200 Sanitation of Bed and Breakfast Homes,
   - (h) .2400 Sanitation of Public, Private, and Religious Schools,
   - (i) .2600 Sanitation of Restaurants and Other Foodhandling Establishments,
   - (j) .2700 Sanitation of Meat Markets, and
   - (k) .3000 Bed and Breakfast Inns.

(2) On-Site Wastewater, including the following:
   - (a) .1900 Sewage Treatment and Disposal Systems,
   - (b) .1603 and .1606, .1611(a) and (b) and .1613 Sanitation of Residential Care Facilities (Family Foster Homes), and
   - (c) .2100 Rules Governing the Sanitation and Safety of Migrant Housing.

(3) .2800 Sanitation of Child Care Centers.

(4) .3100 Lead Poisoning Prevention in Children

Program.

(5) .2500 Public Swimming Pools.

(6) .3200 Tattooing.

(7) .1603, .1606, .1611(a) and (b), .1613 Sanitation of Residential Care Facilities (Family Foster Homes) and .2100 Rules Governing the Sanitation and Safety of Migrant Housing.

History Note: Authority G.S. 130A-4; Temporary Adoption Eff. March 1, 1998.

.0102 ELIGIBILITY FOR DELEGATION OF AUTHORITY

(a) The applicant shall successfully complete a centralized training course approved by the Division.

(b) The applicant shall successfully complete all required orientation, preliminary activities and field practice and review established by the Division.

(c) When the supervisor determines that the applicant has progressed sufficiently to work independently, the health director may request the applicant be evaluated for authorization. Documentation of the satisfactory completion of all preliminary activities and field practice, including any inspection or evaluation forms completed by the applicant and comments of the supervisor shall be forwarded to the regional specialist.

(d) If, upon reviewing the file, the regional specialist finds that the applicant needs additional study or field practice, the evaluation for authorization may be postponed until that study or practice has been completed.

(e) Upon satisfactory completion of the requirements in Paragraphs (a) - (d) of this Rule, the regional specialist shall coordinate the administration of a written test which the applicant must pass by a score of 70 percent or more. The test may be repeated if necessary.

(f) An applicant only requesting authorization for 15A NCAC 18A .3100 Lead Poisoning Prevention in Children Program, in lieu of the requirements set out in Paragraphs (a) - (e) of this Rule, shall be required to take and successfully complete the North Carolina State of Practice course entitled "Lead Investigation and Abatement" and shall pass the written test provided by that course.

(g) After the applicant has successfully completed the written test, the regional specialist shall conduct a field evaluation of the applicant's knowledge, skills, and ability to enforce the provisions of G.S. 130A and the rules of the Commission. Following the field evaluation, the regional specialist shall make a recommendation to issue or deny the authorization to the Director of the Division of Environmental Health.

History Note: Authority 130A-4; Temporary Adoption Eff. March 1, 1998.

.0103 DELEGATION OF AUTHORITY

Upon determination that the criteria in Rules .0101 and .0102 of this Section have been met and none of the reasons for denial listed in Rule .0107 of this Section exist, and upon a review of the recommendation of the regional specialist, the Director, Division of Environmental Health, shall rule on the request for authorization. An Identification Card shall be issued by the Division to each person authorized to enforce provisions of G.S. 130A and the rules of the Commission. The card shall be carried by the agent at all times when on duty. The card is the property of the Division and shall be returned to the Division upon separation of employment, suspension, or revocation of authorization or failure to maintain registration with the NC Board of Sanitarian Examiners.

History Note: Authority G.S. 130A-4; Temporary Adoption Eff. March 1, 1998.

.0104 LAPSED DELEGATIONS

The local health director shall request authorization for an individual whose authorization in one or more areas of authorization has lapsed.

(1) An individual whose authorization in an area of authorization has lapsed for a period of up to three years shall be required to receive training as determined by the regional specialist after a field evaluation of the applicant's knowledge, skills, and ability to enforce the rules.

(2) An individual whose authorization in an area of authorization has lapsed for a period of three years to five years shall be required to meet all of the requirements which apply to new applicants, except that the individual shall be required to attend only the portions of the centralized training course which are directly applicable to the area of authorization requested.

(3) An individual whose authorization in an area of authorization has lapsed for a period longer than five years shall be required to meet all requirements which apply to new applicants.

History Note: Authority G.S. 130A-4; Temporary Adoption Eff. March 1, 1998.

.0105 AGENTS SERVING AS CONTRACTORS

The Division may allow an agent who is authorized in a specific local health department to contract with another local health department to provide services to the other local health department. When a local health department contracts for such services, the contracting department shall provide a statement to the Division on progress made to employ an individual who may be considered for authorization.

(1) A contract shall be created between the contracting local health department and the agent (contractor) to include at least the following provisions:

(a) Names and addresses of each party.

(b) Scope of work to be performed.

(c) A requirement that the original public records remain in the local health department in which the work is performed. The public records shall be left at the local health department or

with an individual employed by the local health department who shall be responsible for returning said records to the local health department within two business days of the service provided.

(d) Designation of the party responsible for maintaining public records created by the agent.

(e) A requirement that the contracting agent be available for consultation to the public being served during usual business hours.

(f) A requirement that the contracting agent be available for any hearing or other legal proceeding which may ensue from activities conducted by the agent.

(2) The contracting agent shall maintain a list of each activity and the date performed for review in accordance with Item (3) of this Rule.

(3) Each public record created by the contracting agent shall be reviewed, dated, and initialed by an authorized agent of the contracting local health department. In addition, at least 10 percent of the activities performed by the agent shall be reviewed in the field by an authorized agent employed by the contracting local health department. If the contracting local health department has no authorized employee, the Division shall conduct a review of each public record created by the contracting agent. In addition, at least 10 percent of the activities performed by the agent shall be reviewed on-site in the field by the Division. The review shall be conducted each month and shall cover the previous month's activities conducted by the agent.

History Note: Authority G.S. 130A-4; Temporary Adoption Eff. March 1, 1998.

.0106 EVALUATION

The regional specialist may, at any time, evaluate the performance of an authorized agent and recommend that the Director, Division of Environmental Health, take corrective action.

History Note: Authority G.S. 130A-4; Temporary Adoption Eff. March 1, 1998.

.0107 DENIAL, SUSPENSION AND REVOCATION

(a) The Director, Division of Environmental Health, may deny, suspend, or revoke the authorization to act as an agent of the State for any of the following:

(1) failure to satisfy the requirements for authorization in Rules .2302, .2303 and .2306 of this Section;

(2) fraud, deceit, dishonesty, or perjury in obtaining authorization or in performing authorized duties;

(3) abuse of controlled substances;

(4) drug or alcohol induced intoxication on duty;

(5) defrauding the public or attempting to do so;

(6) incompetency or unprofessionalism in performing authorized duties;

(7) neglect of duty; or

(8) failure to properly interpret and enforce laws, rules, and policies.

(b) Alternatively, the Director, Division of Environmental Health may place an individual on conditional status for a period not to exceed six months if the individual's failure to properly enforce laws, rules and policies may be corrected with additional education and oversight. The Director may suspend or revoke the authorization anytime during the conditional period if satisfactory progress is not made and the Director shall suspend or revoke the authorization after the conditional period if the individual does not demonstrate the necessary knowledge, skills and ability to warrant an unconditional authorization.

History Note: Authority G.S. 130A-4; Temporary Adoption Eff. March 1, 1998.

.0108 RE-AUTHORIZATION

If an individual's authorization has been suspended, the authorization shall be reinstated upon determination by the Division that the reasons for suspension no longer exist. If an agent's authorization has been revoked for failure to comply with the requirements found in Rule .0107(a)(2) or (5) of this Section, the agent may apply for reinstatement five years after the revocation becomes effective. If an individual's authorization has been revoked for reasons other than those found in Rule .0107(a)(2) or (5) of this Section, the agent may reapply for authorization after six months from the date the revocation becomes effective by satisfying the requirements of Rules .0102 and .0103 of this Section. The Division may refuse to re-authorize an individual if the Division determines that the actions which were the basis for the revocation or suspension are likely to reoccur.

History Note: Authority G.S. 130A-4; Temporary Adoption Eff. March 1, 1998.

.0109 APPEALS PROCEDURES

Appeals concerning denials, suspensions and revocations of authorization under these Rules shall be made in accordance with G.S. 150B. An individual whose authorization has been suspended or revoked and who timely requests an appeal may continue to work as an authorized agent until a final agency decision is made pursuant to G.S. 150B-36; however, all inspection forms and permits completed by the agent during that period must be countersigned by another authorized agent who concurs with the findings and conclusions reflected on the inspection forms and permits.

History Note: Authority G.S. 130A-4; Temporary Adoption Eff. March 1, 1998.

*This Section includes the Register Notice citation to Rules approved by the Rules Review Commission (RRC) at its meeting of December 18, 1997 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
2	NCAC	48D	.0103*Amended Eff. 1-1-98	not required, G.S. 150B-21.5(1)(5)
2	NCAC	52A	.0104*	12:03 NCR 169
2	NCAC	52A	.0105	12:03 NCR 169
2	NCAC	52A	.0106 - .0109*	12:03 NCR 169
2	NCAC	52D	.0101*	12:03 NCR 170
4	NCAC	19L	.0401*	11:14 NCR 1113
4	NCAC	19L	.0404*	11:14 NCR 1113
4	NCAC	19L	.0505*	11:14 NCR 1113
4	NCAC	19L	.0707 - .0708*	11:14 NCR 1113
4	NCAC	19L	.0911*	11:14 NCR 1113
4	NCAC	19L	.1009*	11:14 NCR 1113
4	NCAC	19L	.1011*	11:14 NCR 1113
4	NCAC	19L	.1303*	11:14 NCR 1113
4	NCAC	19L	.1703*	11:14 NCR 1113
4	NCAC	19L	.1804 - .1805*	11:14 NCR 1113
10	NCAC	03R	.3073 - .3074*	12:04 NCR 260
10	NCAC	03R	.3081*	12:04 NCR 266
10	NCAC	45H	.0203*	11:29 NCR 2208
11	NCAC	12	.1703*Amended Eff. 1-1-98	not required, G.S. 150B-21.5(5)
12	NCAC	10B	.0101	12:08 NCR 624
12	NCAC	10B	.0107*	12:08 NCR 624
12	NCAC	10B	.0202*	12:08 NCR 624
12	NCAC	10B	.0204*	12:08 NCR 624
12	NCAC	10B	.0206	12:08 NCR 624
12	NCAC	10B	.0505*	12:08 NCR 624
12	NCAC	10B	.0601*	12:08 NCR 624
12	NCAC	10B	.0603*	12:08 NCR 624
12	NCAC	10B	.0605*	12:08 NCR 624
12	NCAC	10B	.0702	12:08 NCR 624
12	NCAC	10B	.0703 - .0704*	12:08 NCR 624
12	NCAC	10B	.0705 - .0706	12:08 NCR 624
12	NCAC	10B	.0707*	12:08 NCR 624
12	NCAC	10B	.0801	12:08 NCR 624
12	NCAC	10B	.0802*	12:08 NCR 624
12	NCAC	10B	.0903*	12:08 NCR 624
12	NCAC	10B	.0908	12:08 NCR 624
12	NCAC	10B	.0909*	12:08 NCR 624
12	NCAC	10B	.0910 -.0911	12:08 NCR 624
12	NCAC	10B	.1002*	12:08 NCR 624
12	NCAC	10B	.1004 - .1005	12:08 NCR 624
12	NCAC	10B	.1006*	12:08 NCR 624

12	NCAC	10B	.1202*	12:08 NCR 624
12	NCAC	10B	.1204 - .1205	12:08 NCR 624
12	NCAC	10B	.1206*	12:08 NCR 624
13	NCAC	16	.0101*	12:05 NCR 412
13	NCAC	16	.0102* - .0103	12:05 NCR 412
13	NCAC	16	.0201*	12:05 NCR 412
13	NCAC	16	.0202 - .0208	12:05 NCR 412
13	NCAC	16	.0301 - .0303*	12:05 NCR 414
13	NCAC	16	.0401	12:05 NCR 414
13	NCAC	16	.0402*	12:05 NCR 414
13	NCAC	16	.0501*	12:05 NCR 414
13	NCAC	16	.0502	12:05 NCR 414
15A	NCAC	02L	.0106*	11:21 NCR 1640
15A	NCAC	02N	.0701*	11:21 NCR 1649
15A	NCAC	02P	.0402	11:21 NCR 1650
15A	NCAC	06E	.0104 - .0105*Amended Eff. 1-1-98	not required, G.S. 150B-21.5
15A	NCAC	07M	.0303*Amended Eff. 1-1-98	11:11 NCR 927
15A	NCAC	08F	.0203*	11:28 NCR 2125
15A	NCAC	24A	.0202	12:07 NCR 523
16	NCAC	06C	.0307*Amended Eff. 1-1-98	12:01 NCR 19
16	NCAC	06D	.0103*Amended Eff. 1-1-98	12:01 NCR 19
16	NCAC	06D	.0301*Amended Eff. 1-1-98	12:01 NCR 19
16	NCAC	06G	.0305 - .0308*Amended Eff. 1-1-98	12:01 NCR 19
21	NCAC	12	.0202	12:07 NCR 525
21	NCAC	32H	.0102*	12:04 NCR 295
21	NCAC	32H	.0201*	12:04 NCR 295
21	NCAC	32H	.0202 - .0203	12:04 NCR 297
21	NCAC	32H	.0301 - .0303	12:04 NCR 298
21	NCAC	32H	.0401	12:04 NCR 299
21	NCAC	32H	.0402 - .0404*	12:04 NCR 300
21	NCAC	32H	.0405 - .0408	12:04 NCR 303
21	NCAC	32H	.0409*	12:04 NCR 305
21	NCAC	32H	.0501 - .0506	12:04 NCR 305
21	NCAC	32H	.0507*	12:04 NCR 309
21	NCAC	32H	.0508	12:04 NCR 310
21	NCAC	32H	.0601 - .0602	12:04 NCR 310
21	NCAC	32H	.0801*	12:04 NCR 311
21	NCAC	32H	.0901	12:04 NCR 311
21	NCAC	32H	.1004	12:04 NCR 312
21	NCAC	36	.0109	11:28 NCR 2130

TITLE 2 - DEPARTMENT OF AGRICULTURE

CHAPTER 48 - PLANT INDUSTRY

SUBCHAPTER 48D - LIMING MATERIALS AND LANDPLASTER

SECTION .0100 - LIMING MATERIALS AND LANDPLASTER

.0103 LABELING

(a) Limestone labels shall give the following information:

(1) net weight;

(2) brand name truly descriptive of product;

(3) guaranteed analysis in form and order as follows:

(A) Calcium _____ Percent;

(B) Magnesium _____ Percent;

(C) Calcium Carbonate Equivalent _____ Percent;

(D) _____ Percent passing 20 mesh screen;

(E) _____ Percent passing 100 mesh screen;

(4) _____ pounds of this material equals one ton of standard agricultural liming material;

(5) manufacturer or registrant's name and address.

(b) Landplaster labels shall give the following information:

(1) net weight;

(2) brand name;

(3) guaranteed analysis Calcium Sulfate _____ Percent;

(4) manufacturer or registrant's name and address.

(c) Suspension limestone labels shall give the following

information:

(1) net weight (total mixture);

(2) brand name truly descriptive of product;

(3) guaranteed analysis (total mixture) as follows:

(A) Calcium _____ Percent;

(B) Magnesium _____ Percent;

(C) Calcium Carbonate Equivalent _____ Percent;

(D) _____ Percent passing a 20 mesh screen;

(E) _____ Percent passing a 100 mesh screen;

(4) _____ pounds of this material equals one ton of standard liming material;

(5) manufacturer or registrant's name and address.

Note (1): (The following example pertains to Paragraph (a) of this Rule.) If the product is 28 percent calcium, 6 percent magnesium, 70 percent calcium carbonate equivalent, 90 percent passes a 20 mesh screen and 35 percent passes a 100 mesh screen, the limestone label should read:

XYZ Ground Dolomitic Limestone

Guaranteed Analysis

Calcium 28 Percent
Magnesium 6 Percent

Calcium Carbonate Equivalent 70 Percent
90 Percent passing 20 mesh screen
35 Percent passing 100 mesh screen
2571 pounds of this material equals one ton of standard liming material (9/7 x 2000 lbs.)
Manufacturer or registrant's name and address

Note (2): (The following example pertains to Paragraph (c) of this Rule.) If 50 percent of mixture is limestone with 30 percent calcium, 12 percent magnesium, 100 percent passing a 20 mesh screen and 80 percent passing a 100 mesh screen; 50 percent of mixture is carrier; calcium carbonate equivalent is 100 percent, the suspension limestone label should read:

Suspension Dolomitic Limestone

Guaranteed Analysis

Calcium 15 Percent
Magnesium 6 Percent

Calcium Carbonate Equivalent 50 Percent
100 Percent passing a 20 mesh screen
80 Percent passing a 100 mesh screen
3600 pounds of this product equals one ton of standard liming material
Manufacturer or registrant's name and address.

(d) Pelletized lime (to be sold in bags only not to exceed 100 pounds):

(1) net weight;

(2) brand name truly descriptive of the product;

(3) a statement in letters at least one half as large as the letters in the brand name or three-eighths inch in height, whichever is less, as follows: "For incorporation-after application, wet thoroughly 30 minutes before tilling";

(4) guaranteed analysis:

(A) Calcium _____ Percent;

(B) Magnesium _____ Percent;

(C) Calcium Carbonate Equivalent _____ Percent;

(D) _____ Percent passing a 20 mesh screen;

(E) _____ Percent passing a 100 mesh screen;

(5) manufacturer's or registrant's name and address.

(e) Fine granular lime (to be sold in bags only not to exceed 100 pounds):

(1) net weight;

(2) brand name truly descriptive of the product;

(3) a statement in letters at least one half as large as the letters in the brand name or one inch in height, whichever is less, as follows: "For use on existing turf only";

(4) guaranteed analysis:

(A) Calcium _____ Percent;

(B) Magnesium _____ Percent;

(C) Calcium Carbonate Equivalent _____ Percent;

(D) _____ Percent passing a 20 mesh screen;

(E) _____ Percent passing a 100 mesh screen;

(5) manufacturer's or registrant's name and address.

(f) 2 NCAC 48D .0103(d) shall be effective July 1, 1985.

History Note: Authority G.S. 106-92.16;
Eff. July 1, 1980;
Amended Eff. September 1, 1984;
Transferred from T02.11D Eff. January 1, 1985;
Amended Eff. January 1, 1998; July 1, 1986.

CHAPTER 52 - VETERINARY DIVISION

SUBCHAPTER 52A - RULES AND REGULATIONS ADOPTED BY REFERENCE

SECTION .0100 - ADOPTIONS BY REFERENCE

.0104 MEAT FACILITIES REQUIREMENTS

The "Federal Facilities Requirements for Existing Meat Plants," as published by the United States Department of Agriculture, Food Safety and Inspection Service, including subsequent amendments and editions, are hereby incorporated by reference. Copies of this material may be obtained from the Meat and Poultry Inspection Service at no cost.

History Note: Authority G.S. 106-549.22;
Eff. April 1, 1984;

Amended Eff. July 1, 1998.

.0106 CONSTRUCTION OF MEAT PLANTS

The volume entitled "United States Meatpacking Plants: A Guide to Construction, Equipment and Layout," Agriculture Handbook No. 570, as published by the United States Department of Agriculture, Food Safety and Inspection Service, including subsequent amendments and editions, are hereby incorporated by reference. Copies of this material may be obtained from the Meat and Poultry Inspection Service at no cost.

History Note: Authority G.S. 106-549.22;
Eff. April 1, 1984;
Amended Eff. July 1, 1998.

.0107 LABELING MEAT AND POULTRY PRODUCTS

The volume entitled "Standards and Labeling Policy Book," as published by the United States Department of Agriculture, Food Safety Inspection Service, Standards and Labeling Division, including subsequent amendments and editions, are hereby incorporated by reference. Copies of this material may be obtained from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402, at a cost of ninety-eight dollars ($98.00).

History Note: Authority G.S. 106-549.22;
Eff. April 1, 1984;
Amended Eff. July 1, 1998.

.0108 SANITATION HANDBOOK

The "FSIS Directive 11,000.2 - Plant Sanitation," published by the United States Department of Agriculture, Food Safety and Inspection Service, Science and Technology Branch, Facilities, Equipment and Sanitation Division, including subsequent amendments and editions, are hereby incorporated by reference. Copies of this material may be obtained from the Meat and Poultry Inspection Service at no cost.

History Note: Authority G.S. 106-549.22;
Eff. April 1, 1984;
Amended Eff. July 1, 1998.

.0109 INSPECTION MANUAL

The "Meat and Poultry Inspection Manual," published by the United States Department of Agriculture, Food Safety and Inspection Service, Inspection Operations, including subsequent amendments, are hereby incorporated by reference. Copies of this material may be obtained from the Meat and Poultry Inspection Service at no cost.

History Note: Authority G.S. 106-549.22;
Eff. April 1, 1984;
Amended Eff. July 1, 1998.

SUBCHAPTER 52D - MEAT AND POULTRY INSPECTION

SECTION .0100 - STANDARDS: OFFICIAL MARK

.0101 CERTAIN STANDARDS ADOPTED: EXCEPTIONS

The Rules, Regulations, Definitions and Standards of the United States Department of Agriculture governing meat and meat products inspection, poultry products inspection, voluntary inspection of poultry and humane methods for slaughtering animals, Subchapters A, B, C, and D, Title 9, Part 301 et. seq., Code of Federal Regulations, are hereby incorporated by reference, including subsequent amendments and editions, subject to the following exceptions:

(1) Conformity of Federal Regulations to North Carolina Authority is Assumed. To conform federal regulations to North Carolina Authority, references in the federal regulations to the "Secretary of Agriculture," the "United States Department of Agriculture," the "Food Safety and Inspection Service," its "Administrator" and "Officer in Charge" shall be deemed to refer to the corresponding North Carolina authority, the "Commissioner of Agriculture," the "North Carolina Department of Agriculture and Consumer Services," the "Meat and Poultry Inspection Service" and its "Director for Meat and Poultry Inspection Service" and the "Area Supervisors." References to "interstate commerce" shall be deemed to refer to "intrastate commerce" within North Carolina.

(2) Statutory references to the "Federal Meat Inspection Act" shall be deemed to refer to the corresponding provisions of the "North Carolina Meat Inspection Law," Article 49B and Article 49C of Chapter 106 of the North Carolina General Statutes.

(3) Statutory references to the "Federal Poultry Products Inspection Act" shall be deemed to refer to the corresponding provisions of the "North Carolina Poultry Products Inspection Act," Article 49D of G.S. 106.

(4) References to federal marks of inspection, forms, overtime rates and charges shall be deemed to refer to the corresponding North Carolina marks of inspection, forms, and overtime rates and charges. These rates are established by the Commissioner pursuant to G.S. 106-549.69 to cover the cost of providing the service. Standards of the Federal Food, Drug and Cosmetic Act incorporated in the federal regulations are applicable to these articles.

Copies of the above are available for inspection in the Office of the Director of the State Meat and Poultry Inspection Service and may be obtained at a cost of one hundred and eighteen dollars ($118.00) per copy by contacting the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

History Note: Authority G.S. 106-549.21; 106-549.22; 106-549.28;
Eff. April 1, 1984;

Amended Eff. July 1, 1998; July 1, 1986; April 1, 1985; January 1, 1985.

TITLE 4 - DEPARTMENT OF COMMERCE

CHAPTER 19 - DIVISION OF COMMUNITY ASSISTANCE

SUBCHAPTER 19L - NORTH CAROLINA COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

SECTION .0400 - DISTRIBUTION OF FUNDS

.0401 GENERAL

(a) The Division shall designate specific due dates or open periods of time for submission of grant applications under each category, based on the amount of funds available and coordination with other federal program funding cycles. Urgent Needs applications may be submitted at any time.

(b) In cases where the Division makes a procedural error in the application selection process that, when corrected, would result in awarding a score sufficient to warrant a grant award, the Division may compensate that applicant at the earliest time sufficient funds become available or with a grant in the next funding cycle.

(c) Applicants may apply for funding under the grant categories of Community Revitalization, Housing Development, Community Empowerment, Demonstration and Urgent Needs. Applicants shall not apply for Contingency funding. Contingency awards may be made to eligible applicants in any category.

History Note: Authority G.S. 143B-10; 143B-431; 24 C.F.R. 570.483;
Eff. July 1, 1982;
Amended Eff. August 1, 1998; March 1, 1986; October 1, 1984; March 1, 1984.

.0404 GRANT CATEGORY ALLOCATION

Each program year, funds shall be reserved for each grant category. When authorized by the General Assembly the Division may set aside up to two percent for demonstration grants. The remaining funds shall be distributed by the Division to Community Revitalization grant applications unless otherwise specified in the General Assembly.

History Note: Authority G.S. 143B-10; 143B-431; 42 U.S.C. 5304; 24 C.F.R. 570.482; 24 C.F.R. 570.483l;
Eff. July 1, 1982;
Amended Eff. August 1, 1998; June 1, 1994; June 1, 1993; May 1, 1992; April 1, 1990.

SECTION .0500 - COMMUNITY REVITALIZATION PROJECTS

.0505 SELECTION CRITERIA

Projects shall be evaluated and rated in accordance with the following rating factors:

(1) benefit to low and moderate income persons,
(2) project severity of need,
(3) project treatment of need,
(4) appropriateness and feasibility of proposed project activities, and
(5) local commitment of funds and community efforts.

History Note: Authority G.S. 143B-10; 143B-431; 42 U.S.C.A. 5304(a)(1); 24 C.F.R. 570.483;
Eff. July 1, 1982;
Amended Eff. August 1, 1998; March 1, 1995; June 1, 1993; March 1, 1986; March 1, 1984.

SECTION .0700 - DEMONSTRATION PROJECTS

.0707 ELIGIBILITY REQUIREMENTS

(a) Applications for Demonstration Projects must show that:

(1) the proposed project meets a national objective in accordance with 24 CFR 570.483; and
(2) the proposed project meets the specific purpose and priorities adopted by the General Assembly.

Applicants that do not meet these eligibility requirements shall not be considered for funding.

(b) Applicants shall have the capacity to administer a CDBG program. The Division may examine the following areas to determine capacity:

(1) audit and monitoring findings on previously funded Community Development Block Grant programs, and the applicant's fiscal accountability as demonstrated in other state and federal programs or local government financial reports; and
(2) the rate of expenditure of funds and accomplishments in previously funded CDBG programs.

Applicants that show a lack of capacity shall not be considered for funding.

History Note: Authority G.S. 143-323; 143B-10; 42 U.S.C.A. 5301; 24 C.F.R. 570.489;
Eff. August 1, 1998.

.0708 SELECTION CRITERIA

Selection criteria for demonstration grants shall be:

(1) Benefit to low and moderate income people.
(2) Eligibility of activities.
(3) Project feasibility.

History Note: Authority G.S. 143-323; 143B-10; 42 U.S.C.A. 5301; 24 C.F.R. 570.489;
Eff. August 1, 1998.

SECTION .0900 - GRANT ADMINISTRATION

.0911 RECORDKEEPING

(a) The Secretary of the Department of Commerce, the

Secretary of the Department of Housing and Urban Development, or any of their duly authorized representatives shall have access to all books, accounts, records, reports, files, and other papers or property of recipients or their subgrantees and contractors pertaining to funds provided under this Subchapter for the purpose of making surveys, audits, examinations, excerpts and transcripts.

(b) All Community Development Program records that are public under G.S. 132 shall be made accessible to interested individuals and groups during normal working hours, and shall be maintained at all times at the recipient's local government office.

(c) Financial records, supporting documents and all other reports and records required under this Subchapter. and all other records pertinent to the Community Development Program shall be retained by the recipient for a period of three years from the date of the closeout of the program, except as follows:

(1) Records that are the subject of audit findings shall be retained for three years or until such audit findings have been resolved, whichever is later;

(2) Records for nonexpendable property which was acquired with Federal grant funds shall be retained for three years after its final disposition;

(3) Records for any displaced person shall be retained for three years after he/she has received final payment;

(4) Records pertaining to each real property acquisition shall be retained for three years after settlement of the acquisition, or until disposition of the applicable relocation records in accordance with Subparagraph (3) of this Section, whichever is later; and

(5) If a litigation, claim or audit is started before the expiration of the three year period, the records shall be retained until all litigations, claims, or audit findings involving the records have been resolved.

(d) All records shall be sufficient to determine compliance with the requirements and primary objectives of the Community Development Block Grant Program and all other applicable laws and regulations. All accounting records shall be supported by source documentation and shall be in compliance with Rule .0906 of this Section.

History Note: Authority G.S. 143B-10; 143B-431; 42 U.S.C.A. 5304(d)(2),(e); 24 C.F.R. 570.490;
Eff. July 1, 1982;
Amended Eff. August 1, 1998; June 1, 1993; September 1, 1990; May 1, 1988; April 1, 1983.

SECTION .1000 - COMPLIANCE REQUIREMENTS

.1009 HOUSING REHABILITATION

(a) Grant assistance may be used for housing rehabilitation activities eligible under Rule .0301 of this Subchapter.

(b) The local government shall provide a work write up which precisely defines the rehabilitation work to be undertaken to bring the dwelling up to the following standards. The dwelling:

(1) shall contain a room or defined area for the safe, sanitary storage and preparation of food.

(2) shall contain a bathroom with permanently affixed and properly operating fixtures.

(3) shall have a one time treatment for insects and pests.

(4) shall have a structurally sound building foundation system.

(5) shall have structurally sound flooring systems.

(6) shall have structurally sound wall systems.

(7) shall have a structurally sound roofing system.

(8) shall have at least two remotely located doors for means of egress.

(9) shall have electrical wiring and fixtures that are safe and operating properly.

(10) shall have plumbing fixtures and piping that are safe and operating properly.

(11) shall have a heating source capable of heating the entire dwelling unit to 70 degrees Fahrenheit when the outside temperature is 0 degrees.

(12) shall contain a U.L. approved smoke detector wired directly to the electrical panel with battery back up.

(c) Construction or rehabilitation work on all dwelling units, assisted entirely or partially with CDBG funds, shall comply with the North Carolina State Building Code, Volumes I-X, as applicable.

(d) Section 8 Housing Quality Standards shall not be applicable when work is funded under Local Option Activities as described in Rule .0403(c) of this Subchapter.

(e) Housing rehabilitation activities must comply with the following standards required under this Subchapter:

(1) Lead-based paint (Rule .1011); and

(2) Equal opportunity (Rule .1001).

(f) The recipient shall provide for benefits to any person involuntarily and permanently displaced as a result of the use of CDBG assistance to substantially rehabilitate property in accordance with 49 CFR Part 24.

(g) Homes inhabited by disabled or elderly persons must be analyzed as to the physical needs of such persons. Improvements such as widened doorways, ramps, level entry and doorways, and grab bars in bath areas must be installed if appropriate.

History Note: Authority G.S. 143B-10; 143B-431; 24 C.F.R. 570.487; 42 U.S.C.A. 5305(a);
Eff. July 1, 1982;
Amended Eff. August 1, 1998; May 1, 1988; March 1, 1984; April 1, 1983.

.1011 LEAD-BASED PAINT

(a) The recipient must comply with the Lead-Based Paint Poisoning Prevention Act [42 U.S.C. 4831(b)], 24 CFR Part 570.608, and 24 CFR Part 35, including provisions and subsequent amendments of the above:

(1) prohibiting the use of lead-based paint;

(2) requiring elimination of lead-based paint hazards; and

(3) requiring notification of the hazards of lead-based paint poisoning to purchasers, owners and tenants of housing constructed prior to 1978 which was acquired or rehabilitated with CDBG assistance.

(b) All construction contracts as described in this Rule shall contain a provision prohibiting the use of lead based paint.

(c) In lieu of the testing procedures set forth in the 1996 HUD Guidelines, the recipient may forego testing and abate all applicable surfaces in accordance with the methods set out in the HUD regulations.

(d) Lead-based paint hazard evaluation and abatement activities financed with CDBG funds must be conducted by individuals and firms that are certified in accordance with the applicable EPA and HUD requirements for Lead Based Paint activities.

History Note: Authority G.S. 143B-10; 143B-431; 42 U.S.C.A. 5304(b)(4); 42 U.S.C.A. 4821 through 4846;
Eff. July 1, 1982;
Amended Eff. August 1, 1998; June 1, 1994; June 1, 1993; May 1, 1988.

SECTION .1300 - HOUSING DEVELOPMENT PROJECTS

.1303 SELECTION CRITERIA

(a) The Division may accept applications at any time after the beginning of the program year.

(b) Housing Development projects shall be rated by the Division against the following specific criteria:

(1) 85% of the project rating shall be based upon the project design including the feasibility of the project, its financial design, the capacity and experience of the applicant and other parties involved, the amount of leveraging other funds, the suitability of the site and surrounding amenities, and the demand from the marked; and

(2) 15% of the project rating shall be based upon the benefit to low and moderate income persons both immediate and long-term.

History Note: Authority G.S. 143B-10; 143B-431; 24 C.F.R. 570.489;
Eff. March 1, 1986;
Amended Eff. August 1, 1998; June 1, 1994; June 1, 1993; April 1, 1990.

SECTION .1700 - COMMUNITY EMPOWERMENT PROJECTS

.1703 SELECTION CRITERIA

Localities that have Community Empowerment grants that are open may not apply for additional funds under this category until the grant is closed. In addition, local governments may have only one Community Empowerment application under review at one time. Criteria for awards are:

(1) community need,

(2) community impact,

(3) project design, and

(4) financial feasibility.

History Note: Authority G.S. 143B-10; 143B-431; 24 C.F.R. 570.489;
Eff. March 1, 1995;
Amended Eff. August 1, 1998.

SECTION .1800 - NORTH CAROLINA DEVELOPMENT LOAN FUND

.1804 SIZE OF LOAN APPROVALS

(a) Maximum and minimum loan amounts as set by the General Assembly shall be published by the Division in the annual CDBG Consolidated Plan Action Plan, part of the North Carolina Consolidated Plan.

(b) Development Loan Funds approved shall not count toward a community's receipt of CDBG funds in any program year as outlined in Rule .0403 of this Subchapter.

History Note: Authority G.S. 143B-431; 24 C.F.R. 570 Subpart M;
Eff. August 1, 1998.

.1805 SELECTION CRITERIA

Projects will be evaluated and maybe approved in accordance with the following selection factors:

(1) Public benefit,

(2) Project feasibility,

(3) Cash flow of the project,

(4) Collateral of the project.

History Note: Authority G.S. 143B-431; 24 C.F.R. 570 Subpart M;
Eff. August 1, 1998.

TITLE 10 - DEPARTMENT OF HUMAN RESOURCES

CHAPTER 3 - FACILITY SERVICES

SUBCHAPTER 3R - CERTIFICATE OF NEED REGULATIONS

SECTION .3000 - PLANNING POLICIES AND NEED DETERMINATIONS

.3073 DEMONSTRATION PROJECT ON PEDIATRIC NURSING CARE NEED DETERMINATON (REVIEW CATEGORY G)

(a) It is determined that nine nursing facility beds are needed to demonstrate the efficacy of short-term (less than 30 days) care of medically fragile infants and children. This demonstration project shall provide services to support medically fragile children who are primarily cared for at home and shall provide data to assist in determining if these children

can be successfully cared for at home over the long-term with intermittent inpatient nursing facility admission. Because of improved medical procedures and care, more infants with complex medical needs are surviving and are being discharged from hospitals. The medical equipment and care needed by these children in the home is quite sophisticated. Pediatric patients suffering from acquired brain injury or from major trauma with significant orthopaedic problems may also require continued services, which include intermittent inpatient nursing care services, after discharge from rehabilitation hospitals. The proposed project shall be designed to ease the transition from the hospital environment to care at home for these patient groups. It shall also offer respite care and other services to low birth-weight children, to children with serious chronic conditions, and to children with rehabilitation needs.

(b) An applicant for the project shall demonstrate that home health services shall be provided through a home health agency. Furthermore, an applicant shall demonstrate coordination with other health services, including a hospice provider, an acute care provider, and an inpatient rehabilitation provider. Project oversight shall include at least one Pediatrician who is willing to serve as medical advisor and willing to assist in evaluation of the demonstration project's effectiveness. The goal of the services provided shall be for long-term maintenance of the pediatric patient at home.

(c) The demonstration project shall provide data to evaluate the effectiveness of this type of program in at least these ways:

(1) Enhanced parent confidence/willingness to care for the child at home;
(2) Reduced length of stay for hospitalization episodes;
(3) Reduced hospitalizations/rehospitalizations;
(4) Reduced incidence of institutionalization of children to long-term care facilities;
(5) Outcomes of care -- especially relative to rehabilitation, chronic disease care;
(6) Cost data -- cost efficiencies, expense, reimbursement issues.

(d) The demonstration project shall provide data to evaluate if additional programs in North Carolina would benefit the medically fragile pediatric population. Data shall be provided to the NC State Health Coordinating Council at the end of each of the project's first five operating years.

Geographic Area	Number of Nursing Beds Needed for the Pediatric Demonstration Project
Statewide	9

History Note: Authority G.S. 131E-176(25); 131E-177(1); 131E-183(b);
Temporary Adoption Eff. January 2, 1997;
Eff. August 1, 1998.

.3074 HOME HEALTH AGENCY OFFICE NEED DETERMINATION (REVIEW CATEGORY F)

(a) It is determined that the Health Service Areas identified in 10 NCAC 3R .3054(a) and listed in this Rule may have a need for additional home health agency offices.

(b) Applications for certificates of need for home health agency offices filed pursuant to these adjusted need determinations shall demonstrate:

(1) that the applicant proposes to address the needs of at least one of the following special needs groups:
  (A) racial minorities,
  (B) nursing home patients in transition to the community,
  (C) HIV/AIDS patients,
  (D) Alzheimer's Disease/senile dementia patients, or
  (E) underserved patients in rural counties; and
(2) that the applicant proposes to serve, during its first operating year, at least 50 patients who are members of the special groups identified in Subparagraph (1), of this Rule; and
(3) that either:
  (A) home health agencies currently serving the geographic area are not meeting the needs of the groups the applicant proposes to serve; or
  (B) the proposed home health agency office will offer new or innovative services not currently being offered by home health agencies that serve the geographic area the applicant proposes to serve.

HSA	Number of Agencies or Offices Needed
I	1
II	1
III	1
IV	1
V	1
VI	1

History Note: Authority G.S. 131E-176(25); 131E-177(1); 131E-183(b);
Temporary Adoption Eff. January 2, 1997;
Eff. August 1, 1998.

.3081 POLICIES FOR INPATIENT REHABILITATION SERVICES

(a) Distribution of Inpatient Rehabilitation Beds. After applying other required criteria, when superiority among two or more competing rehabilitation facility certificate of need applications is uncertain, favorable consideration shall be given to proposals that make rehabilitation services more accessible to patients and their families or are part of a comprehensive

regional rehabilitation network.

(b) Outpatient and Home Care. Rehabilitation care which can be provided in an outpatient or home setting shall be provided in these settings. All new inpatient rehabilitation programs are required to provide comprehensive outpatient rehabilitation services as part of their service delivery programs.

History Note: Authority G.S. 131E-176(25); 131E-177(1); 131E-183(b);
Temporary Adoption Eff. January 2, 1997;
Eff. August 1, 1998.

CHAPTER 45 - COMMISSION FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES AND SUBSTANCE ABUSE SERVICES

SUBCHAPTER 45H - DRUG TREATMENT FACILITIES

SECTION .0200 - SCHEDULES OF CONTROLLED SUBSTANCES

.0203 SCHEDULE II

(a) Schedule II shall consist of the drugs and other substances by whatever official name, common or usual name, chemical name or brand name and designated listed in this Rule. Each drug or substance has been assigned the Drug Enforcement Administration controlled substances code number set forth opposite it.

(b) Substances, Vegetable Origin or Chemical Synthesis. Unless specifically excepted or unless listed in another schedule, any of the following substances whether produced directly or indirectly by extraction from the substances of vegetable origin or independently by means of chemical synthesis or by a combination of extraction and chemical synthesis, is a Schedule II drug:

(1) opium and opiate, and any salt, compound, derivative or preparation of opium or opiate, excluding apomorphine, thebaine-derived butorphanol, nalbuphine, dextrorphan, naloxone, naltrexone, and nalmefene and their respective salts but including the following:

(A)	Raw opium	9600
(B)	Opium extracts	9610
(C)	Opium fluid extracts	9620
(D)	Powdered opium	9639
(E)	Granulated opium	9640
(F)	Tincture of opium	9630
(G)	Codeine	9050
(H)	Ethylmorphine	9190
(I)	Hydrocodone	9193
(J)	Hydromorphine	9150
(K)	Metopon	9260
(L)	Morphine	9300
(M)	Oxycodone	9143
(N)	Oxymorphone	9652
(O)	Thebaine	9333
(P)	Etorphine hydrochloride	9059

(2) any salt, compound, derivative or preparation thereof which is chemically equivalent or identical with any of the substances referred to in Subparagraph (1) of this Paragraph (b), except that these substances shall not include isoquinoline alkaloids of opium;

(3) opium poppy and poppy straw 9650

(4) coca leaves (9040) and any salts, compound, derivative or preparation of coca leaves and any salt, compound, derivative or preparation thereof which is chemically equivalent or identical with any of these substances, except that the substances shall not include decocainized coca leaves or extraction of coca leaves, which extractions do not contain cocaine (9041) or ecgonine (9180);

(5) concentrate of poppy straw (the crude extract of poppy straw in either liquid, solid or powder form which contains the phenanthrine alkaloids of the opium poppy) (9670).

(c) Opiates. Unless specifically excepted or unless in another schedule any of the following opiates, including its isomers, esters, ethers, salts and salts of isomers, esters and ethers whenever the existence of such isomers, esters, ethers and salts is possible within the specific chemical designation, is a Schedule II drug, dextrorphan excepted:

(1)	Alfentanil	9737
(2)	Alphaprodine	9010
(3)	Anileridine	9020
(4)	Benzitramide	9800
(5)	Carfentanil	9743
(6)	Dihydrocodeine	9120
(7)	Diphenoxylate	9170
(8)	Fentanyl	9801
(9)	Isomethadone	9226
(10)	Levomethorphan	9210
(11)	Levo-alphacetylmethadol [Some other names: levo-alpha-acetylmethadol, levomethadyl acetate, LAAM]	9648
(12)	Levorphanol	9220
(13)	Metazocine	9240
(14)	Methadone	9250
(15)	Methadone-Intermediate, 4-cyano-2-dimethylamino-4,4-diphenyl butane	9254
(16)	Moramide-Intermediate,2-methyl-3-morpholino-1, 1-diphenylpropane-carboxylic acid	9802
(17)	Pethidine(meperidine)	9230
(18)	Pethidine-Intermediate-A,4-cyano-1-methyl-4-phenylpiperidine	9232
(19)	Pethidine-Intermediate-B, ethyl-4-phenylpiperidine-4-carboxylate	9233
(20)	Pethidine-Intermediate-C,1-methyl-4-phenylpiperidine-4-carboxylic acid	9234
(21)	Phenazocine	9715
(22)	Piminodine	9730
(23)	Racemethorphan	9732
(24)	Racemorphan	9733

(25) Remifentanil 9739
(26) Sufentanil 9740

(d) Stimulants. Unless specifically excepted or unless listed in another schedule any material, compound, mixture or preparation which contains any quantity of the following substances having a stimulant effect on the central nervous system:

(1) Amphetamine, its salts, optical isomers, and salts of its optical isomers 1100
(2) Methamphetamine, its salts, isomers and salts of its isomers 1105
(3) Phenmetrazine and its salts 1631
(4) Methylphenidate 1724
(5) Phenylacetone
Some trade or other names:
Phenyl-2-propanone; P2P; benzyl methyl Ketone; methyl benzyl Ketone; 8501
(6) Phencyclidine 7471
(A) 1-Phenylcyclohexylamine 7460
(B) 1-Piperidinocyclohexanecarbonitrile (PCC) 8603

(e) Depressants. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture or preparation which contains any quantity of the following substances having a depressant effect on the central nervous system, including its salts, isomers and salts of isomers whenever the existence of such salts, isomers and salts of isomers is possible within the specific chemical designation:

(1) Amobarbital 2125
(2) Glutethimide 2250
(3) Pentobarbital 2270
(4) Secobarbital 2315

(f) Hallucinogenic Substances. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture or preparation which contains any quantity of the following substances having a hallucinogenic effect on the central nervous system, including its salts, isomers and salts of isomers whenever the existence of such salts, isomers and salts of isomers is possible within the specific chemical designation, is a Schedule II drug:

(1) Dronabinol (synthetic) in sesame oil and encapsulated in a soft gelatin capsule in a U.S. Food and Drug Administration approved drug produ7869
[Some other names for dronabinol:
[(6aR-trans)-6a,7,8,10a-tetrahydro-6,6,9-trimethyl-3-pentyl-6H-dibenzo
[b,d]pyran-1-o1],or(-)-delta-9-(trans)-tetrahydrocannabinol]
(2) Nabilone [Another name for nabilone: 7369
(+)-trans-3-(1,1-dimethylheptyl)-6,6a,7,8,10,10a-hexahydro-1-hydroxy-6,6-dimethyl-9H-dibenzo[b,d]pyran-9-one].

History Note: Authority G.S. 90-88; 90-90; 143B-147;
Eff. June 30, 1978;
Amended Eff. January 1, 1994; April 1, 1993; August 1, 1991; August 1, 1989;
Temporary Amendment Eff. May 13, 1997;
Amended Eff. July 1, 1998.

TITLE 11 - DEPARTMENT OF INSURANCE

CHAPTER 12 - LIFE AND HEALTH DIVISION

SECTION .1700 - VIATICAL SETTLEMENTS

.1703 VIATICAL SETTLEMENT BROKERS

(a) No person shall act as a broker without first registering with the Agent Services Division.

(b) The Commissioner shall suspend, revoke, or refuse to renew the registration of any broker if the Commissioner finds that:

(1) There was any misrepresentation in the application for registration;
(2) The broker has been found guilty of fraudulent or dishonest practices, has been found guilty of a felony or any misdemeanor of which criminal fraud is an element, or is otherwise shown to be financially irresponsible; or
(3) The broker has placed or attempted to place a contract with an unregistered provider.

(c) In the absence of a written agreement between a viator and a broker making the broker the viator's agent, a broker is presumed to be an agent of the provider.

(d) A broker shall not, without the written agreement of the viator obtained before performing any services in connection with a viatical settlement, seek or obtain any compensation from the viator.

(e) A power of attorney designating the Commissioner as the broker's agent for service of legal process shall be filed by every broker.

History Note: Authority G.S. 58-2-40; 58-16-30; 58-58-42;
Eff. February 1, 1996;
Amended Eff. January 1, 1998.

TITLE 12 - DEPARTMENT OF JUSTICE

CHAPTER 10 - N.C. SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION

SUBCHAPTER 10B - N.C. SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION

SECTION .0100 - COMMISSION ORGANIZATION AND PROCEDURES

.0107 PROCEDURES FOR PETITIONS FOR DECLARATORY RULINGS

(a) In addition to the procedures set out in G.S. 150B-4, Petitions for Declaratory Rulings shall be submitted to the Commission and shall contain:

(1) petitioner's name, address and telephone number;
(2) the statute(s), rule(s) or both to which the request relates;
(3) all facts and information which are relevant to the request;
(4) a concise statement of the manner in which petitioner has been aggrieved;
(5) a draft of the Declaratory Ruling sought by petitioner (if specified outcome is sought by petitioner);
(6) practices likely to be affected by the Declaratory Ruling;
(7) a list or description of persons likely to be affected by the Declaratory Ruling; and
(8) a statement as to whether the petitioner desires to present oral argument (not to exceed 30 minutes) to the Commission prior to its decision.

(b) The Commission may refuse to issue a Declaratory Ruling when:
(1) the petition does not comply with Paragraph (a) of this Rule;
(2) the Commission has previously issued a Declaratory Ruling on substantially similar facts;
(3) the Commission has previously issued a Final Agency Decision in a contested case on substantially similar facts;
(4) the facts underlying the request for a Declaratory Ruling were specifically considered at the time of the adoption of the rule in question; or
(5) the subject matter of the request is involved in pending litigation.

History Note: Authority G.S. 150B-4;
Eff. January 1, 1990;
Amended Eff. August 1, 1998.

SECTION .0200 - ENFORCEMENT RULES

.0202 SANCTIONS FOR VIOLATIONS BY AGENCIES OR SCHOOLS

If the Commission finds that a violation has been committed by an agency or school, the Commission may:
(1) issue an oral warning and request for compliance;
(2) issue a written warning and request for compliance;
(3) issue an official written reprimand;
(4) suspend, revoke, or deny accreditation to any school or program or course of instruction until corrective measures have been taken to bring the agency or school into compliance with these Rules and verification of such compliance has been made by the Commission; or
(5) suspend, revoke, or deny accreditation to any school or program or course of instruction for a specific period of time to be determined by the Commission's Probable Cause Committee; however, not to exceed one year.

History Note: Authority G.S. 17E-4;
Eff. January 1, 1991;
Recodified from 12 NCAC 10B .0205 Eff. January 1, 1992;
Amended Eff. August 1, 1998.

.0204 SUSPENSION: REVOCATION: OR DENIAL OF CERTIFICATION

(a) The Commission shall revoke or deny the certification of a justice officer when the Commission finds that the applicant for certification or the certified officer has committed or been convicted of:
(1) a felony; or
(2) a crime for which the authorized punishment could have been imprisonment for more than two years.

(b) The Commission shall revoke, deny, or suspend the certification of a justice officer when the Commission finds that the applicant for certification or the certified officer:
(1) has not enrolled in and satisfactorily completed the required basic training course in its entirety within a one year time period as specified by these Rules; or
(2) fails to meet or maintain any of the minimum employment or certification standards required by 12 NCAC 10B .0300; or
(3) fails to satisfactorily complete the minimum in-service training requirements as presented in 12 NCAC 10B .2000 and .2100; or
(4) has refused to submit to the drug screen as required in 12 NCAC 10B .0301(6) or .0406(b)(4) or in connection with an application for or certification as a justice officer or a criminal justice officer as defined in 12 NCAC 9A .0103(6); or
(5) has produced a positive result on any drug screen reported to the Commission as specified in 12 NCAC 10B .0410 or reported to any commission, agency, or board established to certify, pursuant to said commission, agency, or boards' standards, a person as a justice officer or a criminal justice officer as defined in 12 NCAC 9A .0103(6), unless the positive result is explained to the Commission's satisfaction.

(c) The Commission may revoke, deny, or suspend the certification of a justice officer when the Commission finds that the applicant for certification or certified justice officer:
(1) has knowingly made a material misrepresentation of any information required for certification or accreditation from the Commission or the North Carolina Criminal Justice Education and Training Standards Commission. This Rule shall also apply to obtaining or attempting to obtain in-service firearms requalification as required by 12 NCAC 10B .2000 and .2100; or
(2) has knowingly and designedly by any means of false pretense, deception, fraud, misrepresentation or cheating whatsoever, obtained or attempted to obtain credit, training or certification from the Commission or the North Carolina Criminal Justice Education and Training Standards Commission. This Rule shall also apply to obtaining or attempting to obtain in-service firearms requalification as required by 12

NCAC 10B .2000 and .2100; or

(3) has knowingly and designedly by any means of false pretense, deception, fraud, misrepresentation or cheating whatsoever, aided another in obtaining or attempting to obtain credit, training, or certification from the Commission or the North Carolina Criminal Justice Education and Training Standards Commission. This Rule shall also apply to obtaining or attempting to obtain in-service firearms requalification as required by 12 NCAC 10B .2000 and .2100; or

(4) has been removed from office by decree of the Superior Court in accordance with the provisions of G.S. 128-16 or has been removed from office by sentence of the court in accord with the provisions of G.S. 14-230; or

(5) has been denied certification or had such certification suspended or revoked by the North Carolina Criminal Justice Education and Training Standards Commission.

(d) The Commission may revoke, suspend or deny the certification of a justice officer when the Commission finds that the applicant for certification or the certified officer has committed or been convicted of:

(1) a crime or unlawful act defined in 12 NCAC 10B .0103(10)(b) as a Class B misdemeanor and which occurred after the date of initial certification; or

(2) a crime or unlawful act defined in 12 NCAC 10B .0103(10)(b) as a Class B misdemeanor within the five-year period prior to the date of appointment; or

(3) four or more crimes or unlawful acts defined in 12 NCAC 10B .0103(10)(b) as Class B misdemeanors regardless of the date of commission or conviction; or

(4) four or more crimes or unlawful acts defined in 12 NCAC 10B .0103(10)(a) as a Class A misdemeanor, each of which occurred after the date of initial certification; or

(5) four or more crimes or unlawful acts defined in 12 NCAC 10B .0103(10)(a) as a Class A misdemeanor except the applicant shall be certified if the last conviction or commission occurred more than two years prior to the date of appointment; or

(6) any combination of four or more crimes or unlawful acts defined in 12 NCAC 10B .0103(10)(a) as a Class A misdemeanor or defined in 12 NCAC 10B .0103(10)(b) as a Class B misdemeanor regardless of the date of commission or conviction.

(e) Without limiting the application of G.S. 17E, a person who has had his certification suspended or revoked may not exercise the authority or perform the duties of a justice officer during the period of suspension or revocation.

(f) Without limiting the application of G.S. 17E, a person who has been denied certification may not be employed or appointed as a justice officer or exercise the authority or perform the duties of a justice officer.

History Note: Authority G.S. 17E-7;
Eff. January 1, 1990;
Amended Eff. July 1, 1990;
Recodified from 12 NCAC 10B .0204 Eff. January 1, 1991;
Amended Eff. April 1, 1991; January 1, 1991;
Recodified from 12 NCAC 10B .0207 Eff. January 1, 1992;
Amended Eff. August 1, 1998; January 1, 1996; January 1, 1995; January 1, 1994; January 1, 1993.

SECTION .0500 - MINIMUM STANDARDS OF TRAINING FOR DEPUTY SHERIFFS

.0505 EVALUATION FOR TRAINING WAIVER

(a) The Division staff shall evaluate each deputy's training and experience to determine if equivalent training has been satisfactorily completed as specified in 12 NCAC 10B .0504(a). Applicants for certification with prior law enforcement experience shall have been employed and certified in a sworn law enforcement position in order to be considered for training evaluation under this Rule. The following rules shall be used by Division staff in evaluating a deputy's training and experience to determine eligibility for a waiver of training.

(1) Persons who separated from a sworn law enforcement position during their probationary period after having completed a commission-accredited Basic Law Enforcement Training Course and who have been separated from a sworn law enforcement position for one year or less shall serve the remainder of the initial probationary period in accordance with G.S. 17E-7(b), but need not complete an additional training program.

(2) Persons who separated from a sworn law enforcement position during their probationary period without having completed Basic Law Enforcement Training, or whose certification was suspended pursuant to 12 NCAC 10B .0204(b)(1), and who have remained separated or suspended for over one year shall complete a commission-accredited Basic Law Enforcement Training Course in its entirety and pass the State Comprehensive Examination, and shall be allowed a 12 month probationary period as prescribed in 12 NCAC 10B .0503(a).

(3) Out-of-state transferees shall be evaluated to determine the amount and quality of their training and experience. Out-of-state transferees:

(A) shall have a minimum of two years full-time sworn law enforcement experience;

(B) shall not have a break in service exceeding two years; and

(C) shall have completed the Basic Law Enforcement Training Course accredited by the state from which he/she is transferring. Out-of-state transferees meeting these requirements shall complete a commission-accredited Basic Law Enforcement Training Course which includes

the following topics of North Carolina law and procedure and pass the State Comprehensive Examination in its entirety within the 12 month probationary period as prescribed in 12 NCAC 10B .0503(a).

(i)	Laws of Arrest, Search and Seizure	16 hours
(ii)	Elements of Criminal Law	24 hours
(iii)	Juvenile Laws and Procedures	8 hours
(iv)	Controlled Substances	6 hours
(v)	ABC Laws and Procedures	4 hours
(vi)	Motor Vehicle Laws	20 hours
(vii)	Civil Process	24 hours
(viii)	Supplemental Custody Procedures	8 hours
	TOTAL HOURS	110 hours

(4) Persons previously holding Grandfather law enforcement certification in accordance with G.S. 17C-10(a) or G.S. 17E-7(a) who have been separated from a sworn law enforcement position for more than one year and who have not previously completed a minimum Basic Law Enforcement Training Course accredited by the North Carolina Criminal Justice Education and Training Standards Commission or the North Carolina Sheriffs' Education and Training Standards Commission shall be required to complete a commission-accredited Basic Law Enforcement Training Course in its entirety and pass the State Comprehensive Examination within the 12 month probationary period as prescribed in 12 NCAC 10B .0503(a).

(5) Persons who have completed a minimum 160-hour Basic Law Enforcement Training Course accredited by the North Carolina Criminal Justice Training and Standards Council under rules administered beginning on July 1, 1973 and continuing through September 30, 1978 and who have been separated from a sworn law enforcement position for more than one year but no more than two years shall be required to complete the following portions of a commission-accredited Basic Law Enforcement Training Course and pass the State Comprehensive Examination within the 12 month probationary period as prescribed in 12 NCAC 10B .0503(a).

(A)	Juvenile Law and Procedures	8 hours
(B)	Laws of Arrest, Search and Seizure	16 hours
(C)	Elements of Criminal Law	24 hours
(D)	Controlled Substances	6 hours
(E)	ABC Laws and Procedures	4 hours
(F)	Motor Vehicle Laws	20 hours
(G)	Law Enforcement Driver Training	16 hours
(H)	Civil Process	24 hours
(I)	Supplemental Custody Procedures	8 hours
	TOTAL HOURS	126 hours

(6) Persons who have completed a minimum 160-hour Basic Law Enforcement Training Course accredited by the North Carolina Criminal Justice Training and Standards Council under rules administered beginning on July 1, 1973 and continuing through September 30, 1978 and who have been separated from a sworn law enforcement position for more than two years shall be required to complete a commission-accredited Basic Law Enforcement Training Course in its entirety regardless of training and experience and pass the State Comprehensive Examination within the 12 month probationary period as prescribed in 12 NCAC 10B .0503(a).

(7) Persons who have completed a minimum 240-hour Basic Law Enforcement Training Course accredited by the North Carolina Criminal Justice Education and Training Standards Commission and the North Carolina Sheriffs' Education and Training Standards Commission under rules administered beginning October 1, 1978 and continuing through September 30, 1984 and who have been separated from a sworn law enforcement position for over one year but no more than three years shall be required to complete the following portions of a commission-accredited Basic Law Enforcement Training Course and pass the State Comprehensive Examination within the 12 month probationary period as prescribed in 12 NCAC 10B .0503(a).

(A)	Laws of Arrest, Search and Seizure	16 hours
(B)	Elements of Criminal Law	24 hours
(C)	Juvenile Laws and Procedures	8 hours
(D)	Controlled Substances	6 hours
(E)	ABC Laws and Procedures	4 hours
(F)	Motor Vehicle Laws	20 hours
(G)	Civil Process	24 hours
(H)	Supplemental Custody Procedures	8 hours
	TOTAL HOURS	110 hours

(8) Persons who have completed a minimum 240-hour Basic Law Enforcement Training Course accredited by the North Carolina Criminal Justice Education and Training Standards Commission and the North Carolina Sheriffs' Education and Training Standards Commission under rules administered beginning October 1, 1978 and continuing through September 30, 1984 and who have been separated from a sworn law enforcement position for more than three years shall be required to complete a commission-accredited Basic Law Enforcement Training Course in its entirety regardless of prior training and experience and pass the State Comprehensive Examination within the 12 month probationary period as prescribed in 12 NCAC 10B .0503(a).

(9) Persons who have completed a minimum 381 hour Basic Law Enforcement Training Course accredited by the North Carolina Sheriffs' Education and Training Standards Commission under rules

administered beginning October 1, 1984 and ending December 31, 1988 and who have been separated from a sworn law enforcement position for over one year but no more than three years shall be required to complete the following portions of a commission-accredited Basic Law Enforcement Training Course and pass the State Comprehensive Examination within the 12 month probationary period as prescribed in 12 NCAC 10B .0503(a).

(A)	Laws of Arrest, Search and Seizure	16 hours
(B)	Elements of Criminal Law	24 hours
(C)	Juvenile Laws and Procedures	8 hours
(D)	Controlled Substances	6 hours
(E)	ABC Laws and Procedures	4 hours
(F)	Motor Vehicle Laws	20 hours
(G)	Civil Process	24 hours
(H)	Supplemental Custody Procedures	8 hours
	TOTAL HOURS	110 hours

(10) Persons transferring to a sheriff's department from another law enforcement agency who hold certification issued by the North Carolina Criminal Justice Education and Training Standards Commission and who have previously completed a commission-accredited Basic Law Enforcement Training Course beginning on or after October 1, 1984 and who have been separated from a sworn law enforcement position for no more than one year or who have had no break in service shall be required to complete the following enumerated topics of a commission-accredited Basic Law Enforcement Training Course and pass that portion of the State Comprehensive Examination which deals with those subjects within 12 months of the date of appointment as defined in 12 NCAC 10B .0103(1).

(A)	Civil Process	24 hours
(B)	Supplemental Custody Procedures	8 hours
	TOTAL HOURS	32 hours

(11) Persons who have completed a minimum 369-hour Basic Law Enforcement Training Course accredited by the North Carolina Criminal Justice Education and Training Commission under rules beginning October 1, 1984 and ending July 1, 1989 and who have been separated from a sworn law enforcement position for over one year but no more than three years shall be required to complete the following portions of a commission-accredited Basic Law Enforcement Training Course and pass the State Comprehensive Examination within the 12 month probationary period as prescribed in 12 NCAC 10B .0503(a).

(A)	Laws of Arrest, Search and Seizure	16 hours
(B)	Elements of Criminal Law	24 hours
(C)	Juvenile Laws and Procedures	8 hours
(D)	Controlled Substances	6 hours
(E)	ABC Laws and Procedures	4 hours
(F)	Motor Vehicle Laws	20 hours
(G)	Civil Process	24 hours
(H)	Supplemental Custody Procedures	8 hours
	TOTAL HOURS	110 hours

(12) Persons who have completed a minimum 422-hour Basic Law Enforcement Training Course accredited by the North Carolina Sheriff's Education and Training Standards Commission under the rules administered beginning January 1, 1989 and ending February 1, 1991 and who have been separated from a sworn law enforcement position for over one year but no more than three years shall be required to complete the following portions of a commission-accredited Basic Law Enforcement Training Course and pass the State Comprehensive Examination within the 12 month probationary period as prescribed in 12 NCAC 10B .0503(a).

(A)	Laws of Arrest, Search and Seizure	16 hours
(B)	Elements of Criminal Law	24 hours
(C)	Juvenile Laws and Procedures	8 hours
(D)	Controlled Substances	6 hours
(E)	ABC Laws and Procedures	4 hours
(F)	Motor Vehicle Laws	20 hours
(G)	Civil Process	24 hours
(H)	Supplemental Custody Procedures	8 hours
	TOTAL HOURS	110 hours

(13) Persons who have previously completed a minimum 410-hour Basic Law Enforcement Training Course accredited by the North Carolina Criminal Justice Education and Training Standards Commission under rules administered beginning July 1, 1989 and ending February 1, 1991 and who have been separated from a sworn law enforcement position for over one year but no more than three years shall be required to complete the following portions of a commission-accredited Basic Law Enforcement Training Course and pass the State Comprehensive Examination within the 12 month probationary period as prescribed in 12 NCAC 10B .0503(a).

(A)	Laws of Arrest, Search and Seizure	16 hours
(B)	Elements of Criminal Law	24 hours
(C)	Juvenile Laws and Procedures	8 hours
(D)	Controlled Substances	6 hours
(E)	ABC Laws and Procedures	4 hours
(F)	Motor Vehicle Laws	20 hours
(G)	Civil Process	24 hours
(H)	Supplemental Custody Procedures	8 hours
	TOTAL HOURS	110 hours

(14) Persons who have completed a minimum 444-hour Basic Law Enforcement Training Course accredited by the North Carolina Sheriffs' Education and Training Standards Commission under the rules administered beginning February 1, 1991 and ending January 1, 1996 and who have been separated from

a sworn law enforcement position for over one year but no more than three years shall be required to complete the following portions of a commission-accredited Basic Law Enforcement Training Course and pass the State Comprehensive Examination within the 12 month probationary period as prescribed in 12 NCAC 10B .0503(a).

(A)	Laws of Arrest, Search and Seizure	16 hours
(B)	Elements of Criminal Law	24 hours
(C)	Juvenile Laws and Procedures	8 hours
(D)	Controlled Substances	6 hours
(E)	ABC Laws and Procedures	4 hours
(F)	Motor Vehicle Laws	20 hours
(G)	Civil Process	24 hours
(H)	Supplemental Custody Procedures	8 hours
	TOTAL HOURS	110 hours

(15) Persons who have previously completed a minimum 432-hour Basic Law Enforcement Training Course accredited by the North Carolina Criminal Justice Education and Training Standards Commission under rules administered beginning February 1, 1991 and who have been separated from a sworn law enforcement position for over one year but no more than three years shall be required to complete the following portions of a commission-accredited Basic Law Enforcement Training Course and pass the State Comprehensive Examination within the 12 month probationary period as prescribed in 12 NCAC 10B .0503(a).

(A)	Laws of Arrest, Search and Seizure	16 hours
(B)	Elements of Criminal Law	24 hours
(C)	Juvenile Laws and Procedures	8 hours
(D)	Controlled Substances	6 hours
(E)	ABC Laws and Procedures	4 hours
(F)	Motor Vehicle Laws	20 hours
(G)	Civil Process	24 hours
(H)	Supplemental Custody Procedures	8 hours
	TOTAL HOURS	110 hours

(16) Persons who have completed training as a federal law enforcement officer and are appointed as a deputy sheriff in North Carolina shall be required to complete a commission-accredited Basic Law Enforcement Training Course in its entirety regardless of previous federal training and experience and pass the State Comprehensive Examination within the 12 month probationary period as prescribed in 12 NCAC 10B .0503(a).

(17) Persons out of the law enforcement profession for over three years regardless of prior training or experience shall complete a commission-accredited Basic Law Enforcement Training Course in its entirety and pass the State Comprehensive Examination within the 12 month probationary period as prescribed in 12 NCAC 10B .0503(a).

(18) Wildlife Enforcement Officers who completed the Basic Law Enforcement Training Course prior to September 30, 1985 and are sworn as justice officers shall be subject to the evaluation rules as stated in 12 NCAC 10B .0505(a)(1) and (a)(4) through (11).

(19) Wildlife Enforcement Officers who separate from employment with the Wildlife Enforcement Division and have less than one year break in service, who transfer to a Sheriff's Department in a sworn capacity, and who completed their Basic Training after September 30, 1985 shall complete the following blocs of instruction and pass the state exam in its entirety within the 12 month probationary period as prescribed in 12 NCAC 10B .0503(a).

(A)	Crime Prevention Techniques	4 hours
(B)	Mechanics of Arrest: Custody Procedure	2 hours
(C)	Mechanics of Arrest: Processing Arrestee	4 hours
(D)	Special Populations	12 hours
(E)	Techniques of Traffic Law Enforcement	6 hours
(F)	Dealing with Victims and the Public	8 hours
(G)	Civil Process	24 hours
(H)	Supplemental Custody Procedures	8 hours
	TOTAL HOURS	68 hours

(20) Wildlife Enforcement Officers who completed Basic Law Enforcement Training on or after September 30, 1985 and have been out of a sworn position over one year but no more than three years, and are sworn as a justice officer must complete the following blocs of instructions and pass the state exam in its entirety during their probationary period as prescribed in 12 NCAC 10B .0503 (a).

(A)	Laws of Arrest Search and Seizure	16 hours
(B)	Elements of Criminal Law	24 hours
(C)	Juvenile Laws and Procedures	8 hours
(D)	Controlled Substances	6 hours
(E)	ABC Laws and Procedures	4 hours
(F)	Motor Vehicle Laws	20 hours
(G)	Crime Prevention Techniques	4 hours
(H)	Mechanics of Arrest: Custody Procedures	2 hours
(I)	Mechanics of Arrest: Processing Arrestees	4 hours
(J)	Special Populations	12 hours
(K)	Techniques of Traffic Law Enforcement	6 hours
(L)	Dealing with Victims and the Public	8 hours
(M)	Civil Process	24 hours
(N)	Supplemental Custody Procedures	8 hours
	TOTAL HOURS	146 hours

(21) Alcohol Law Enforcement Officers who completed the Basic Law Enforcement Training Course prior to April 1, 1983 or after November 1, 1993, and are sworn as a justice officer shall be subject to the

evaluation rules as prescribed in 12 NCAC 10B .0505(a)(3) through (8) and (a)(14), (15) and (24).

(22) Alcohol Law Enforcement Officers who separate from employment with the Alcohol Law Enforcement Division and have less than a one year break in service, who transfer to a Sheriff's Department in a sworn capacity, and who completed their Basic Training administered beginning April 1, 1983 and ending November 1, 1993 shall complete the following blocs of instruction and pass the state comprehensive exam in its entirety within the 12 month probationary period as prescribed in 12 NCAC 10B .0503(a).

(A)	Law Enforcement Communication and Information Systems	4 hours
(B)	Patrol Techniques	16 hours
(C)	Crime Prevention Techniques	4 hours
(D)	Mechanics of Arrest: Vehicle Stops	6 hours
(E)	Mechanics of Arrest: Custody Procedures	2 hours
(F)	Mechanics of Arrest: Processing Arrestee	4 hours
(G)	Special Populations	12 hours
(H)	Interviews: Field and In-Custody	8 hours
(I)	Motor Vehicle Law	20 hours
(J)	Techniques of Traffic Law Enforcement	6 hours
(K)	Dealing with Victims and the Public	8 hours
(L)	Civil Process	24 hours
(M)	Supplemental Custody Procedures	8 hours
	TOTAL HOURS	122 hours

(23) Alcohol Law Enforcement Officers who completed their Basic Training administered beginning April 1, 1983 and ending November 1, 1993 and are sworn as a justice officer and who have been out of a sworn position for over one year but no more than three years shall complete the following blocs of instruction and pass the state examination in its entirety during their one year probationary period as prescribed in 12 NCAC 10B .0503(a).

(A)	Laws of Arrest, Search and Seizure	16 hours
(B)	Elements of Criminal Law	24 hours
(C)	Juvenile Laws and Procedures	8 hours
(D)	Controlled Substances	6 hours
(E)	ABC Laws and Procedures	4 hours
(F)	Law Enforcement Communication and Information Systems	4 hours
(G)	Patrol Techniques	16 hours
(H)	Crime Prevention Techniques	4 hours
(I)	Mechanics of Arrest: Vehicle Stops	6 hours
(J)	Mechanics of Arrest: Custody Procedures	2 hours
(K)	Mechanics of Arrest: Processing Arrestee	4 hours
(L)	Special Populations	12 hours
(M)	Interviews: Field and In-Custody	8 hours
(N)	Motor Vehicle Law	20 hours
(O)	Techniques of Traffic Law Enforcement	6 hours
(P)	Dealing with Victims and the Public	8 hours
(Q)	Civil Process	24 hours
(R)	Supplemental Custody Procedures	8 hours
	TOTAL HOURS	180 hours

(24) Persons who have previously completed a minimum 472-hour Basic Law Enforcement Training Course accredited by the North Carolina Sheriffs' Education and Training Standards Commission, under the rules administered beginning January 1, 1996 and who have been separated from a sworn law enforcement position for over one year but no more than three years shall be required to complete the following portions of a commission-accredited Basic Law Enforcement Training Course and pass the State Comprehensive Examination with the 12 month probationary period as prescribed in 12 NCAC 10B .0503(a).

(A)	Laws of Arrest, Search and Seizure	16 hours
(B)	Elements of Criminal Law	24 hours
(C)	Juvenile Laws and Procedures	8 hours
(D)	Controlled Substances	6 hours
(E)	ABC Laws and Procedures	4 hours
(F)	Motor Vehicle Laws	20 hours
(G)	Civil Process	24 hours
(H)	Supplemental Custody Procedures	8 hours
	TOTAL HOURS	110 hours

(b) In those instances not specifically incorporated within this Section or where an evaluation of the applicant's prior training and experience determines that required attendance in the entire Basic Law Enforcement Training Course would be impractical, the director may exercise his/her discretion in determining the amount of training, which is comparable to that received by deputies pursuant to 12 NCAC 10B .0502(a), those persons shall complete during their probationary period.

History Note: Authority G.S. 17E-4; 17E-7;
Eff. January 1, 1989;
Amended Eff. August 1, 1998; January 1, 1996; January 1, 1994; January 1, 1993; January 1, 1992.

SECTION .0600 - MINIMUM STANDARDS OF TRAINING FOR DETENTION OFFICERS

.0601 DETENTION OFFICER CERTIFICATION COURSE

(a) This Section establishes the current standard by which Sheriffs' Department and district confinement personnel shall receive detention officer training. These Rules will serve to raise the level of detention officer training heretofore available to law enforcement officers across the state. The Detention Officer Certification Course shall consist of a minimum of 146 hours of instruction designed to provide the trainee with the

skills and knowledge necessary to perform those tasks considered essential to the administration and operation of a confinement facility.

(b) Each Detention Officer Certification Course shall include the following identified topic areas and approximate minimum instructional hours for each area:

(1)	Orientation	2 hours
(2)	Criminal Justice System	3 hours
(3)	Legal Aspects of Management & Supervision	19 hours
(4)	Contraband/Searches	6 hours
(5)	Processing Inmates	5 hours
(6)	First Aid & CPR	10 hours
(7)	Medical Care in the Jail	5 hours
(8)	Patrol & Security Functions of the Jail	5 hours
(9)	Key and Tool Control	2 hours
(10)	Supervision & Management of Inmates	5 hours
(11)	Suicides & Crisis Management	5 hours
(12)	Introduction to Rules & Regulations Governing Jails	2 hours
(13)	Stress	2 hours
(14)	Investigative Process in the Jail	9 hours
(15)	Specialized Control Techniques	24 hours
(16)	Special Populations	4 hours
(17)	Transportation of Inmates	6 hours
(18)	Fire Emergencies	12 hours
(19)	Fingerprinting and Photographing Arrestees	6 hours
(20)	Physical Assessment	4 hours
(21)	Review/Testing	7 hours
(22)	State Comprehensive Examination	3 hours
TOTAL HOURS		146 hours

(c) In addition to the requirements of Paragraph (b) of this Rule, the reading component of a standardized test shall be administered to each trainee within the first two weeks of the Detention Officer Certification Course, and the reading grade level reported as a part of the trainee's official training records. The school director shall determine the test instrument to be used.

(d) Consistent with the curriculum development policy of the Commission as published in the "Detention Officer Certification Course Management Guide", the Commission shall designate the developer of the Detention Officer Certification Course curricula and such designation shall be deemed by the Commission as approval for the developer to conduct pilot Detention Officer Certification Courses. Individuals who complete such a pilot Detention Officer Certification Course offering shall be deemed to have complied with and satisfied the minimum training requirement.

(e) The "Detention Officer Certification Training Manual" as published by the North Carolina Justice Academy is hereby incorporated by reference and shall automatically include any later amendments and editions of the incorporated matter to apply as the basic curriculum for the Detention Officer Certification Course. Copies of this manual may be obtained by contacting the North Carolina Justice Academy, Post Office Box 99, Salemburg, North Carolina 28385-0099. The cost of this manual is forty dollars ($40.00) at the time of adoption of this Rule.

(f) The "Detention Officer Certification Course Management Guide" as published by the North Carolina Justice Academy is hereby incorporated by reference and shall automatically include any later amendments, editions of the incorporated matter to be used by certified school directors in planning, implementing and delivering basic detention officer training. The standards and requirements established by the "Detention Officer Certification Course Management Guide" must be adhered to by the certified school director. Each certified school director shall be issued a copy of the guide at the time of certification at no cost to the accredited school.

History Note: Authority G.S. 17E-4(a);
Eff. January 1, 1989;
Amended Eff. August 1, 1998; January 1, 1996; June 1, 1992; January 1, 1992; January 1, 1991.

.0603 EVALUATION FOR TRAINING WAIVER

(a) Applicants for certification with prior detention or correctional officer experience shall have been employed and certified as a detention or correctional officer in order to be considered for a training evaluation under this Rule. The following rules shall be used by division staff in evaluating a detention officer's training and experience to determine eligibility for a waiver of training:

(1) Persons who have separated from a detention officer position during the probationary period after having completed a commission-accredited detention officer training course and who have been separated from a detention officer position for more than one year shall complete a subsequent commission-accredited detention officer training course in its entirety and pass the State Comprehensive Examination within the 12 month probationary period as described in 12 NCAC 10B .0602(a).

(2) Persons who separated from a detention officer position during their probationary period after having completed a commission-accredited detention officer training course and who have been separated from a detention officer position for one year or less shall serve the remainder of the initial probationary period in accordance with G.S. 17E-7(b), but need not complete an additional training program.

(3) Persons who separated from a detention officer position during the probationary period without having completed a detention officer training course or whose certification was suspended pursuant to 12 NCAC 10B .0204(b)(1) and who have remained separated or suspended for over one year shall complete a commission-accredited detention officer training course in its entirety and pass the State Comprehensive Examination, and shall be allowed a 12 month probationary period as prescribed in 12 NCAC 10B .0602(a).

(4) Persons holding General Detention Officer

Certification who have completed a commission-accredited detention officer training course and who have separated from a detention officer position for more than one year shall complete a subsequent commission-accredited detention officer training course in its entirety and pass the State Comprehensive Examination within the 12 month probationary period as prescribed in 12 NCAC 10B .0602(a).

(5) Persons holding Grandfather Detention Officer Certification who separate from a detention officer position and remain separated from a detention officer position for more than one year shall be required to complete a commission-accredited detention officer training program in its entirety and pass the State Comprehensive Examination within the 12 month probationary period as prescribed in 12 NCAC 10B .0602(a).

(6) Persons transferring to a sheriff's department from another law enforcement agency who hold a detention officer certification issued by the North Carolina Criminal Justice Education and Training Standards Commission shall be subject to evaluation of their prior training and experience on an individual basis. The Division staff shall determine the amount of training, which is comparable to that received by detention officers pursuant to 12 NCAC 10B .0601(b), required of these applicants.

(7) Persons holding general certification as a correctional officer issued by the North Carolina Criminal Justice Education and Training Standards Commission and who:

(A) completed training as a correctional officer after January 1, 1981; and

(B) transfer to a sheriff's department or a district confinement facility in a detention officer position; and

(C) have had less than a one year break in service, or no break in service, shall serve a 12-month probationary period as prescribed in 12 NCAC 10B .0602(a) and shall complete the following topic areas in a commission-accredited detention officer certification course and take the state examination in its entirety during that probationary period:

(i)	Orientation	2 hours
(ii)	Legal Aspects of Jail Management & Supervision	19 hours
(iii)	Medical Care in the Jail	5 hours
(iv)	Investigative Process in the Jail	9 hours
(v)	Suicides and Crisis Management	5 hours
(vi)	Introduction to Rules and Regulations Governing Jail Facilities	2 hours
(vii)	Fire Emergencies in the Jail	12 hours
	TOTAL HOURS	54 hours

(b) In those instances not specifically incorporated within this Section or where an evaluation of the applicant's prior training and experience determines that required attendance in the entire Detention Officer Training Course would be impractical, the director may exercise his/her discretion in determining the amount of training, which is comparable to that received by detention officers pursuant to 12 NCAC 10B .0601(b), those persons shall complete during their probationary period.

History Note: Authority G.S. 17E-4; 17E-7;
Eff. January 1, 1989;
Amended Eff. August 1, 1998; January 1, 1996; January 1, 1993; January 1, 1992; January 1, 1991.

.0605 COMPLETION OF DETENTION OFFICER CERTIFICATION COURSE

(a) Each delivery of an accredited "Detention Officer Certification Course" is considered to be a unit as set forth in 12 NCAC 10B .0601. Each trainee shall attend and satisfactorily complete a full course during a scheduled delivery. The school director may develop supplemental rules as set forth in 12 NCAC 10B .0704(a)(7), but may not add substantive courses, or change or expand the substance of the courses set forth in 12 NCAC 10B .0601. This Rule does not prevent the instruction on local agency rules or standards but such instruction shall not be considered or endorsed by the Commission for purposes of certification. The Director may issue prior written authorization for a specified trainee's limited enrollment in a subsequent delivery of the same course where the school director provides evidence that:

(1) The trainee attended and satisfactorily completed specified class hours and topics of the "Detention Officer Certification Course" but through extended absence occasioned by illness, accident, or emergency was absent for more than 10 percent of the total class hours of the course offering; or

(2) The trainee was granted excused absences by the school director that did not exceed ten percent of the total class hours for the course offering and the school director could not schedule appropriate make-up work during the current course offering as specified in 12 NCAC 10B .0604(c) due to valid reasons; or

(3) The trainee participated in an offering of the "Detention Officer Certification Course" but had an identified deficiency in essential knowledge or skill in either one, two or three, but no more than three, of the specified topic areas incorporated in the course content as prescribed under 12 NCAC 10B .0601(b).

(b) An authorization of limited enrollment in a subsequent course delivery may not be used by the Director unless in addition to the evidence required by Paragraph (a) of this Rule:

(1) The trainee submits a written request to the Director, justifying the limited enrollment and certifying that

the trainee's participation shall be accomplished pursuant to Paragraph (c) of this Rule; and

(2) The school director of the previous school offering submits to the director a certification of the particular topics and class hours attended and satisfactorily completed by the trainee during the original enrollment.

(c) An authorization of limited enrollment in a subsequent course delivery permits the trainee to attend an offering of the "Detention Officer Certification Course" commencing within 120 calendar days from the last date of trainee participation in prior course delivery, but only if the trainee's enrollment with active course participation can be accomplished within the period of the trainee's probationary certification:

(1) The trainee need only attend and satisfactorily complete those portions of the course which were missed or identified by the school director as areas of trainee deficiency in the proper course participation.

(2) Following proper enrollment in the subsequent course offering, scheduled class attendance and active participation with satisfactory achievement in the course, the trainee would be eligible for administration of the State Comprehensive Examination by the Commission and possible certification of successful course completion.

(3) A trainee shall be enrolled as a limited enrollee in only one subsequent course offering within the 120 calendar days from the last date of trainee participation in prior course delivery. A trainee who fails to complete those limited portions of the course after one retest shall enroll in an entire delivery of the Detention Officer Certification Course.

(d) A trainee who is deficient in four or more subject-matter or topical areas at the conclusion of the course delivery shall complete a subsequent program in its entirety.

History Note: Authority G.S. 17E-4; 17E-7;
Eff. January 1, 1989;
Amended Eff. August 1, 1998; January 1, 1996; January 1, 1993; January 1, 1992; January 1, 1991.

SECTION .0700 - MINIMUM STANDARDS FOR JUSTICE OFFICER SCHOOLS AND TRAINING PROGRAMS OR COURSES OF INSTRUCTION

.0703 ADMINISTRATION OF DETENTION OFFICER CERTIFICATION COURSE

(a) The executive officer or officers of the institution or agency sponsoring a Detention Officer Certification Course shall have primary responsibility for implementation of these rules and standards and for administration of the school.

(b) The executive officers shall designate a compensated staff member who is certified by the Commission who may apply to be the school director. No more than two school directors shall be certified at each accredited institution/agency to deliver a Detention Officer Certification Course. The school director shall have administrative responsibility for planning scheduling, presenting, coordinating, reporting, and generally managing each sponsored detention officer certification course and shall be readily available at all times during course delivery as specified in 12 NCAC 10B .0704(b).

(c) The executive officers of the institution or agency sponsoring the Detention Officer Certification Course shall:

(1) acquire and allocate sufficient financial resources to provide commission-certified instructors and to meet other necessary program expenses;

(2) provide adequate secretarial, clerical, and other supportive staff assistance as required by the school director;

(3) provide or make available suitable facilities, equipment, materials, and supplies for comprehensive and qualitative course delivery, as required in the "Detention Officer Certification Course Management Guide" and specifically including the following:

(A) a comfortable, well-lighted and ventilated classroom with a seating capacity sufficient to accommodate all attending trainees;

(B) audio-visual equipment and other instructional devices and aids necessary and beneficial to the delivery of effective training;

(C) a library for trainees' use covering the subject matter areas relevant to the training course, maintained in current status and having sufficient copies for convenient trainee access;

(D) an area designated for instruction of specialized control techniques which enables the safe execution of the basic detention officer specialized control techniques topic area, with the following specifications:

(i) 30 square feet of floor space per student during the practical exercise portion of this topic area and while testing trainees' proficiency in performing the required maneuvers; and

(ii) one instructor for every 10 students during the practical exercise portion of this topic area and while testing trainees' proficiency in performing the required maneuvers; and

(iii) restrooms and drinking water within 100 yards of the training site; and

(iv) telephone or radio communication immediately available on site;

(E) an area designated for use as a jail cell for performing the practical exercises in the topic area entitled "Contraband Searches". If a county jail cell is unavailable, a simulated jail cell is acceptable provided it is built to the same specifications required by the Department of Human Resources with regards to size;

(F) an area designated for fire emergencies

instruction which enables the safe execution of the lesson plan as follows:

(i) a well-ventilated, open area which allows for the setting and putting out of a fire; and

(ii) restrooms and drinking water within 100 yards of the training site; and

(iii) telephone or radio communication immediately available on site; and

(iv) one instructor for every 10 students during the practical exercise portion of this training;

(G) an area designated for physical assessment of the detention officer trainees to include:

(i) an area for running, weight lifting and other exercises performed during the assessment which provides a minimum of 20 square feet per trainee during the performance of the exercises required in the assessment; and

(ii) restrooms and drinking water within 100 yards of the training site; and

(iii) telephone or radio communication immediately available on site; and

(iv) shower facilities, if physical assessment is performed prior to classroom training; and

(v) one instructor for every 10 students during the performance of the actual assessment; and

(H) an area designated for instruction in first aid and CPR techniques which provides a minimum of 20 square feet per trainee during the practical exercise portion and testing for proficiency in administering CPR. There must also be one instructor for every 10 students during the practical exercise portion and proficiency testing in administering CPR.

(4) In the event that an institution or agency does not own a facility as required in this Section, written agreements with other entities must be made to assure use of and timely access to such facilities. A copy of such agreement must accompany the originating institution or agency "Pre-Delivery Report" (Form F7-A) when submitted to the Division.

History Note: Authority G.S. 17E-4;
Eff. January 1, 1989;
Amended Eff. August 1, 1998; January 1, 1996; January 1, 1992.

.0704 RESPONSIBILITIES: SCHOOL DIRECTORS

(a) In planning, developing, coordinating, and delivering each commission accredited Detention Officer Certification Course, the school director shall:

(1) Formalize and schedule the course curriculum in accordance with the curriculum standards established by the rules in this Chapter.

(A) The Detention Officer Certification Course shall be presented with a minimum of 40 hours of instruction each week during consecutive calendar weeks until course requirements are completed.

(B) In the event of exceptional or emergency circumstances, the Director may, upon written finding of justification, grant a waiver of the minimum hours requirement.

(2) Select and schedule instructors who are properly certified by the Commission. The selecting and scheduling of instructors is subject to special requirements as follows:

(A) No single individual may be scheduled to instruct more than 35 percent of the total hours of the curriculum during any one delivery except as set forth in Part (a)(2)(B) of this Rule.

(B) Where the school director shows exceptional or emergency circumstances and the school director documents that an instructor is properly certified to instruct more than 35 percent of the total hours of the curriculum, the Director of the Division may grant written approval for the expansion of the individual instructional limitation.

(C) Schedule appropriate number of instructors for specific topic areas as required in 12 NCAC 10B .0703.

(3) Provide each instructor with a commission-approved course outline and all necessary additional information concerning the instructor's duties and responsibilities.

(4) Review each instructor's lesson plans and other instructional materials for conformance to the rules in this Chapter and to minimize repetition and duplication of subject matter.

(5) Permanently maintain records of all Detention Officer Certification Courses sponsored or delivered by the school, reflecting:

(A) Course title;

(B) Delivery hours of course;

(C) Course delivery dates;

(D) Names and addresses of instructors utilized within designated subject-matter areas;

(E) A roster of enrolled trainees, showing class attendance and designating whether each trainee's course participation was successful or unsuccessful including individual test scores indicating each trainee's proficiency in each topic area and methods or instruments;

(F) Copies of all rules, regulations and guidelines developed by the school director;

(G) Documentation of any changes in the initial course outline, including substitution of

instructors; and

(H) Documentation of make-up work achieved by each individual trainee, including test scores and methods or instruments.

(6) Arrange for the timely availability of appropriate audiovisual aids and materials, publications, facilities and equipment for training in all topic areas as required in the "Detention Officer Certification Course Management Guide".

(7) Develop, adopt, reproduce, and distribute any supplemental rules, regulations, and requirements determined by the school to be necessary or appropriate for:

(A) Effective course delivery;

(B) Establishing responsibilities and obligations of agencies or departments employing course trainees; and

(C) Regulating trainee participation and demeanor and ensuring trainee attendance and maintaining performance records.

A copy of such rules, regulations and requirements shall be submitted to the Director as an attachment to the Pre-Delivery Report of Training Course Presentation, Form F-7A. A copy of such rules shall also be given to each trainee and to the sheriff of each trainee's employing agency at the time the trainee enrolls in the course.

(8) If appropriate, recommend housing and dining facilities for trainees.

(9) Not less than 30 days before commencing delivery of the course, submit to the Commission a Pre-Delivery Report of Training Course Presentation (Form F-7A) along with the following attachments:

(A) A comprehensive course schedule showing arrangement of topical presentations and proposed instructional assignments;

(B) A copy of any rules, regulations, and requirements for the school and, when appropriate, completed applications for certification of instructors. The Director shall review the submitted Pre-Delivery Report together with all attachments to ensure that the school is in compliance with all commission rules; if school's rules are found to be in violation, the Director shall notify the school director of deficiency, and approval will be withheld until all matters are in compliance with the Commissions' rules.

(10) Administer the course delivery in accordance with the rules in this Chapter and ensure that the training offered is as effective as possible.

(11) Monitor or designate a certified instructor to monitor the presentations of all probationary instructors during course delivery and prepare written evaluations on their performance and suitability for subsequent instructional assignments. These evaluations shall be prepared on commission forms and forwarded to the Division at the conclusion of each delivery. Based on this evaluation the school director shall recommend approval or denial of requests for Detention Officer Instructor Certification, Limited Lecturer Certification or Professional Lecturer Certification.

(12) Monitor or designate a certified instructor to monitor the presentations of all other instructors during course delivery and prepare written evaluations on their performance and suitability for subsequent instructional assignments. Instructor evaluations shall be prepared on commission forms in accordance with the rules in this Chapter. These evaluations shall be kept on file by the school for a period of three years and shall be made available for inspection by a representative of the Commission upon request.

(13) Ensure that any designated certified instructor who is evaluating the instructional presentation of another shall, at a minimum, hold certification in the same instructional topic area as that being taught.

(14) Administer or designate a person to administer appropriate tests as determined necessary at various intervals during course delivery.

(15) Maintain direct supervision, direction, and control over the performance of all persons to whom any portion of the planning, development, presentation, or administration of a course has been delegated.

(16) During a delivery of the Detention Officer Certification Course, make available to authorized representatives of the Commission three hours of scheduled class time and classroom facilities for the administration of a written examination to those trainees who have satisfactorily completed all course work.

(17) Not more than ten days after receiving from the Commission's representative the Report of Examination Scores, the school director shall submit to the Commission a Post-Delivery Report of Training Course Presentation (Form 7-B).

(b) In addition to the requirements in 12 NCAC 10B .0704(a), the school director shall be readily available to students and Division staff at all times during course delivery by telephone, pager, or other means. The means, and applicable numbers, shall be filed with the accredited training delivery site and the Division prior to the beginning of a scheduled course delivery.

History Note: Authority G.S. 17E-4;
Eff. January 1, 1989;
Amended Eff. August 1, 1998; January 1, 1996; January 1, 1994; January 1, 1992.

.0707 SUSPENSION: REVOCATION: OR DENIAL: SCHOOL DIRECTOR CERT

The Commission may deny, suspend, or revoke certification of a school director when the Commission finds that the person

has failed to meet or continuously maintain any of the requirements for qualification, or any of the terms and conditions as specified in 12 NCAC 10B .0706, or through performance fails to comply with rules of the Commission or otherwise demonstrates incompetence.

History Note: Authority G.S. 17E-4;
Eff. January 1, 1989;
Amended Eff. August 1, 1998.

SECTION .0800 - ACCREDITATION OF JUSTICE OFFICER SCHOOLS AND TRAINING COURSES

.0802 ACCREDITATION: DELIVERY/DETENTION OFFICER CERTIFICATION COURSE

(a) An institution or agency must be accredited to deliver a Detention Officer Certification Course.

(b) In order to obtain accreditation, an institution or agency shall meet or exceed the following minimum standards for overall course delivery:

(1) the institution or agency shall conduct a minimum of one Detention Officer Certification Course each calendar year;

(2) the executive officer shall comply with the requirements of 12 NCAC 10B .0703; and

(3) the executive officer shall comply with the additional accreditation requirements as specified in the "Detention Officer Certification Course Management Guide".

(c) An institution or agency meeting the requirements of 12 NCAC 10B .0802(b) may submit a "Request for Accreditation" (Form F-7) to the Division. Upon receipt of the request, the Division staff shall:

(1) review the application for completeness;

(2) contact the institution or agency executive officer or designated school director to schedule an on-site visit and tour of the proposed training facilities;

(3) during the on-site visit note any deficiencies and attempt to provide assistance and recommendations in correcting those deficiencies; and

(4) notify the applying institution or agency, in writing, of the approval or denial of the accreditation request.

(d) In cases where the deficiencies prohibit the immediate accreditation of the institution or agency, the application shall be placed in a pending status:

(1) applications may remain in a pending status for no more than 30 days from the date of notification of any deficiencies; and

(2) within or following the 30 day period, the Division shall:

(A) issue accreditation; or

(B) notify the institution or agency, in writing, that it must re-apply for accreditation.

(e) Any existing commission-issued accreditations issued and valid on July 31, 1998 shall be automatically extended with an expiration date of December 31, 1999 at which time the previously issued accreditation shall be terminated.

(f) All new applicants for accreditation shall meet the requirements of this Section after August 1, 1998.

(g) The Division staff shall conduct an on-site accreditation audit once each calendar year which shall include, but is not limited to:

(1) the review of all records maintained by the school director as required in 12 NCAC 10B .0704; and

(2) the inspection of the institution or agency's training facilities to ensure continued compliance with accreditation standards as required in 12 NCAC 10B .0703 and .0802.

(h) Following the annual audit, the Division staff shall:

(1) notify the institution or agency of the results of the audit; and

(2) recommend to the Commission's Probable Cause Committee any action pursuant to 12 NCAC 10B .0802(i).

(i) School accreditation shall remain effective until surrendered, suspended, or revoked.

(j) The Commission may suspend or revoke the accreditation of a school when it finds that the school has failed to meet or to continuously maintain any requirement, standard or procedure for school accreditation or course delivery as required by Section .0700 of this Subchapter.

History Note: Authority G.S. 17E-4;
Eff. January 1, 1989;
Amended Eff. August 1, 1998; January 1, 1996; January 1, 1990.

SECTION .0900 - MINIMUM STANDARDS FOR JUSTICE OFFICER INSTRUCTORS

.0903 CERT: INSTRUCTORS FOR DETENTION OFFICER CERTIFICATION COURSE

(a) Any person participating in a commission-accredited Detention Officer Certification Course as an instructor, teacher, professor, lecturer, or other participant making presentations to the class shall first be certified by the Commission as an instructor. A waiver may be granted by the Director upon receipt of a written application to teach in a designated school.

(b) The Commission shall certify Detention Officer Certification Course instructors under the following categories:

(1) Detention Officer Instructor Certification;

(2) Professional Lecturer Certification; or

(3) Limited Lecturer Certification as outlined in Rules .0904, .0906 and .0908 of this Section.

(c) In addition to all other requirements of this Section, all instructors certified by the Commission to teach in a Commission-accredited Detention Officer Certification Course shall remain knowledgeable and attend and complete any instructor training updates related to curriculum content and delivery as may be offered by the curriculum developer and within the time period as specified by the curriculum developer.

History Note: Authority G.S. 17E-4;

Eff. January 1, 1989;
Amended Eff. August 1, 1998; January 1, 1996; January 1, 1990.

.0909 TERMS AND CONDITIONS OF A LIMITED LECTURER CERTIFICATION

(a) An applicant meeting the requirements for certification as a Limited Lecturer shall, for the first 12 months of certification, be in a probationary status. The Limited Lecturer Certification, Probationary Status, shall automatically expire 12 months from the date of issuance.

(b) The probationary instructor shall be eligible for full Limited Lecturer status at the end of the probationary period if the instructor, through application, submits to the Commission:

(1) either

(A) a favorable recommendation from a school director accompanied by certification on a commission Instructor Evaluation Form that the instructor taught at least four hours in each of the topics for which Limited Lecturer Certification, Probationary Status was granted. Such instruction must have occurred in a commission-accredited detention officer training course during the probationary period. The results of the student evaluation must be considered by the school director when determining the recommendation; or

(B) a favorable written evaluation by a commission or staff member, based on an on-site classroom evaluation of the probationary instructor in a commission-accredited detention officer training course. Such evaluation must be certified on a commission Instructor Evaluation Form completed where the probationary instructor taught a minimum of four hours in each topic for which Limited Lecturer Certification, Probationary Status was granted; and

(2) documentation that all other certifications required in 12 NCAC 10B .0908 remain valid; and

(3) possess a current valid CPR certification.

(c) Full Limited Lecturer Certification shall be continuous so long as the lecturer submits to the Division every two years:

(1) either

(A) a favorable written recommendation from a school director accompanied by certification on a commission instructor evaluation form that the lecturer successfully taught at least four hours in each of the topics for which Limited Lecturer Certification was granted during the previous two-year period; or

(B) a favorable written evaluation by a commission member or staff member based on an on-site classroom observation of the lecturer while teaching a minimum of four hours in each of the topics for which Limited Lecturer Certification was granted; and

(2) a renewal application to include documentation that all other certifications required in 12 NCAC 10B .0908 remain valid; and

(3) possess a current valid CPR certification.

(d) The date Full Limited Lecturer Certification is originally issued shall be the anniversary date from which each two-year period is figured.

(e) If a lecturer does not teach a minimum of four hours, in each of the topics for which Limited Lecturer Certification was granted, during each two-year period following the awarding of Full Limited Lecturer Certification, his/her certification automatically expires, and the lecturer must then apply for probationary limited lecturer certification and must meet all applicable requirements.

History Note: Authority G.S. 17E-4;
Eff. January 1, 1989;
Amended Eff. August 1, 1998; January 1, 1996; January 1, 1994; January 1, 1992; January 1, 1991.

SECTION .1000 - PROFESSIONAL CERTIFICATE PROGRAM FOR SHERIFFS AND DEPUTY SHERIFFS

.1002 GENERAL PROVISIONS

(a) In order to be eligible for one or more of the professional awards, a sheriff or deputy sheriff shall first meet the following preliminary qualifications:

(1) Be an elected or appointed sheriff or be a deputy sheriff who holds valid General or Grandfather Certification. A deputy sheriff serving under a probationary certification is not eligible for consideration. Any justice officer subject to suspension or revocation proceedings by the Commission or the North Carolina Criminal Justice Education and Training Standards Commission shall not be eligible for professional awards for the pendency of the proceeding.

(2) The sheriff or deputy sheriff shall be familiar with and subscribe to the Law Enforcement Code of Ethics as promulgated by the International Association of Chiefs of Police.

(3) If the applicant is a deputy sheriff, the deputy shall be a full-time sworn member of a North Carolina Sheriff's Department, as certified in writing by the sheriff; or be a full-time employee of an agency who must be sworn by the sheriff in order to perform his duties as certified in writing by the Sheriff.

(4) Employees of a North Carolina Sheriff's Department who have previously held general or grandfather law enforcement officer certification but are presently, by virtue of promotion or transfer, serving in non-sworn positions not subject to certification are eligible to participate in the Professional Certificate Program. Eligibility for this exception requires continuous employment with the sheriff's department from the date of promotion or transfer from a sworn, certified

position to the date of application for a professional certificate.

(5) Only training or experience gained in an officer's area of expertise will be eligible for application to this program.

(b) Certificates shall be awarded based upon a formula which combines formal education, law enforcement training, and actual experience as a law enforcement officer. These professional certificates are appropriate for sworn sheriffs and full-time deputy sheriffs. Points are computed in the following manner:

(1) Each semester hour of college credit shall equal one education point and each quarter hour shall equal two-thirds of an education point. No correspondence or vocational courses shall be credited towards education points unless an accredited institution credits the course(s) towards a degree;

(2) Twenty classroom hours of commission-approved law enforcement training shall equal one training point;

(3) Experience as a sworn law enforcement officer as defined in Rule .0103(16) of this Subchapter shall be acceptable for consideration;

(4) Applicants holding degrees shall not be awarded additional points for those degrees and must instead meet the training point requirements of this Section through completion of law enforcement training.

History Note: Authority G.S. 17E-4;
Eff. January 1, 1989;
Amended Eff. August 1, 1998; January 1, 1992; January 1, 1991; January 1, 1990.

.1006 HOW TO APPLY

(a) All applicants for an award of the basic, intermediate or advanced certificates shall complete an "Application: Professional Certificate/Service Award", (F-6).

(b) Documentation of education shall be provided by copies of transcripts, diplomas, or certified letters from the accredited institution.

(c) Documentation of training shall be provided by copies of training records signed by the agency's training officer or department head, or by providing certificates of completion. Military Police Officers shall provide a military DD -214 form for verification of service. Federal government employees (law enforcement agencies), shall provide certified letters of verification of employment or copies of federal oaths of office.

(d) Documentation of the applicant's length of service in North Carolina shall be based upon the Division's certification records, however, oaths of office may be requested of the applicant. Documentation shall be provided by certified letters of verification of employment from present or former out-of-state employers (law enforcement agencies).

(e) The applicant shall submit the "Application: Professional Certificate/Service Award", (F-6) to the agency head who shall attach his recommendation and forward the application to the Division. Certificates shall be issued to the agency head for award to the applicant.

History Note: Authority G.S. 17E-4;
Eff. January 1, 1989;
Amended Eff. August 1, 1998; January 1, 1992; January 1, 1991.

SECTION .1200 - PROFESSIONAL CERTIFICATE PROGRAM FOR DETENTION OFFICERS

.1202 GENERAL PROVISIONS

(a) In order to be eligible for one or more of the detention officer professional awards, a detention officer shall first meet the following preliminary qualifications:

(1) Be a full-time detention officer who holds valid general or grandfather certification. A detention officer serving under a probationary certification is not eligible for consideration. Any detention officer subject to suspension or revocation proceedings by the Commission or the North Carolina Criminal Justice Education and Training Standards Commission shall not be eligible for any detention officer professional awards for the pendency of the proceeding.

(2) Be familiar with and subscribe to the Law Enforcement Code of Ethics as promulgated by the International Association of Chiefs of Police to include any subsequent editions or modifications thereto. A copy of the Code of Ethics may be obtained at no cost from the Sheriffs' Standards Division, North Carolina Department of Justice, Post Office Box 629, Raleigh, North Carolina 27602-0629.

(3) Employees of a North Carolina Sheriff's Department who have previously held general or grandfather detention officer certification but are presently, by virtue of promotion or transfer, serving in positions not subject to certification are eligible to participate in the Professional Certificate Program. Eligibility for this exception requires continuous employment with the sheriff's department from the date of promotion or transfer from a certified position to the date of application for a professional certificate.

(b) Only training and experience gained in an officer's area of expertise shall be eligible for application to this program.

(c) Certificates shall be awarded based upon a formula which combines formal education, training, and actual experience as a detention officer. Points are computed in the following manner:

(1) Each semester hour of college credit shall equal one education point and each quarter hour shall equal two thirds of an education point. No correspondence or vocational courses shall be credited towards education points unless an accredited institution credits the course(s) towards a degree;

(2) Twenty classroom hours of commission-approved training shall equal one training point;

(3) Experience as a member of a correctional or detention facility in North Carolina as defined in Rule .0103(13) of this Subchapter shall be acceptable for consideration;

(4) Applicants holding degrees shall not be awarded additional points for those degrees and must instead meet the training point requirements of this Section through completion of training in the field of jails or corrections.

History Note: Authority G.S. 17E-4;
Eff. January 1, 1990;
Amended Eff. August 1, 1998; January 1, 1996; January 1, 1992.

.1206 HOW TO APPLY

(a) All applicants for an award of the Basic, Intermediate or Advanced Certificates shall complete an "Application: Professional Certificate/Service Award", (F-6).

(b) Documentation of education shall be provided by copies of transcripts, diplomas, or certified letters from the accredited institution.

(c) Documentation of training shall be provided by copies of training records signed by the agency's training officer or department head, or by providing certificates of completion. No out-of-state training shall be accepted, unless, the officer is employed in North Carolina during the time of training.

(d) Documentation of the applicant's length of service in North Carolina shall be based upon the Division's certification records, however, certified letters of verification of employment from present or former employers may be requested of applicant. No out-of-state length of service shall be applicable to this certificate program.

(e) The applicant shall submit the "Application: Professional Certificate/Service Award", (F-6) to his sheriff who shall attach his recommendation and forward the application to the Commission. Certificates will be issued to the sheriff for award to the applicant.

History Note: Authority G.S. 17E-4;
Eff. January 1, 1990;
Amended Eff. August 1, 1998; January 1, 1991.

TITLE 13 - DEPARTMENT OF LABOR

CHAPTER 16 - MIGRANT HOUSING

SECTION .0100 - GENERAL

.0101 PURPOSE

This Chapter sets forth the rules of procedure for implementing G.S. 95, Article 19, Migrant Housing Act of North Carolina.

History Note: Authority G.S. 95-4(2); 95-222; 95-224; 95-227;
Eff. June 1, 1991;
Amended Eff. July 1, 1998.

.0102 FORMS

This Rule was proposed as an amendment but is repealed.

History Note: Authority G.S. 95-227; 150B-11;
Eff. June 1, 1991;
Repealed Eff. July 1, 1998.

SECTION .0200 - INSPECTIONS

.0201 PREOCCUPANCY INSPECTIONS

(a) Following the filing of an "application for inspection" by an operator, the Department shall contact the operator, at which time, the Department shall provide information regarding the inspection of the migrant housing facility.

(b) During an inspection, the Commissioner or assigned designees may take measurements, samples, photographs, videos, conduct interviews or employ other reasonable investigative techniques.

(c) The migrant housing operator or representative shall be afforded an opportunity to provide pertinent information regarding conditions in the housing.

(d) At the conclusion of an inspection, the Commissioner or assigned designees shall provide a written statement of any identified health or safety violation(s) to the migrant housing operator or representative.

History Note: Authority G.S. 95-4(2); 95-226; 95-227;
Eff. June 1, 1991;
Amended Eff. July 1, 1998.

SECTION .0300 - PROVISIONAL OCCUPANCY

.0301 PROVISIONAL OCCUPANCY

This Rule was proposed as an amendment but is repealed.

History Note: Authority G.S. 95-136(g); 95-226; 95-227;
Eff. June 1, 1991;
Repealed Eff. July 1, 1998.

.0302 PROVISIONAL OCCUPANCY DENIED

History Note: Authority G.S. 95-225; 95-226; 95-227; 130A-337;
Eff. June 1, 1991;
Repealed Eff. July 1, 1998.

.0303 INSPECTION OF PROVISIONALLY OCCUPIED HOUSING

History Note: Authority G.S. 95-136(g); 95-226; 95-227;
Eff. June 1, 1991;
Repealed Eff. July 1, 1998.

SECTION .0400 - ENFORCEMENT

.0402 CITATIONS AND PENALTIES

Pursuant to G.S. 95-227, citations and penalties for violating the provisions of this Chapter or G.S. 95, Article 19 shall be issued in accordance with G.S. 95-137 and G.S. 138(a).

History Note: Authority G.S. 95-4(2); 95-227; Eff. July 1, 1998.

SECTION .0500 - APPEALS

.0501 APPEALING NON-ISSUANCE OF A MIGRANT HOUSING CERTIFICATE

An operator who is denied a migrant housing certificate requested pursuant to G.S. 95-226 may, within fifteen days of the denial, request that the Commissioner, or his designee, review the decision. The Commissioner's decision may be appealed in accordance with Article 3 of G.S. 150B.

History Note: Authority G.S. 95-4(2); 95-227; Eff. July 1, 1998.

TITLE 15A - DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

CHAPTER 2 - ENVIRONMENTAL MANAGEMENT

SUBCHAPTER 2L - GROUNDWATER CLASSIFICATION AND STANDARDS

SECTION .0100 - GENERAL CONSIDERATIONS

.0106 CORRECTIVE ACTION

(a) Where groundwater quality has been degraded, the goal of any required corrective action shall be restoration to the level of the standards, or as closely thereto as is economically and technologically feasible. In all cases involving requests to the Director for approval of corrective action plans, or termination of corrective action, the responsibility for providing all information required by this Rule lies with the person(s) making the request.

(b) Any person conducting or controlling an activity which results in the discharge of a waste or hazardous substance or oil to the groundwaters of the State, or in proximity thereto, shall take immediate action to terminate and control the discharge, mitigate any hazards resulting from exposure to the pollutants and notify the Division of the discharge.

(c) Any person conducting or controlling an activity which has not been permitted by the Division and which results in an increase in the concentration of a substance in excess of the standard, other than agricultural operations, shall:

(1) immediately notify the Division of the activity that has resulted in the increase and the contaminant concentration levels;

(2) take immediate action to eliminate the source or sources of contamination;

(3) submit a report to the Director assessing the cause, significance and extent of the violation; and

(4) implement an approved corrective action plan for restoration of groundwater quality in accordance with a schedule established by the Director, or his designee. In establishing a schedule the Director, or his designee shall consider any reasonable schedule proposed by the person submitting the plan. A report shall be made to the Health Director of the county or counties in which the contamination occurs in accordance with the requirements of Rule .0114(a) in this Section.

(d) Any person conducting or controlling an activity which is conducted under the authority of a permit issued by the Division and which results in an increase in concentration of a substance in excess of the standards:

(1) at or beyond a review boundary, shall demonstrate, through predictive calculations or modeling, that natural site conditions, facility design and operational controls will prevent a violation of standards at the compliance boundary; or submit a plan for alteration of existing site conditions, facility design or operational controls that will prevent a violation at the compliance boundary, and implement that plan upon its approval by the Director, or his designee.

(2) at or beyond a compliance boundary, shall assess the cause, significance and extent of the violation of standards and submit the results of the investigation, and a plan and proposed schedule for corrective action to the Director, or his designee. The permittee shall implement the plan as approved by and in accordance with a schedule established by the Director, or his designee. In establishing a schedule the Director, or his designee shall consider any reasonable schedule proposed by the permittee.

(e) For the purposes of Paragraphs (c) and (d) of this Rule, an activity conducted under the authority of a permit issued by the Division, and subject to Paragraph (d) of this Rule, is one for which:

(1) a permit has been issued pursuant to G.S. 143-215.1;

(2) the permit was originally issued after December 30, 1983;

(3) the substance for which a standard has been exceeded outside the compliance boundary has been released to groundwater as a result of the permitted activity;

(4) all other activities shall for the purpose of this Rule be deemed not permitted by the Division and subject to the provisions of Paragraph (c) of this Rule.

(f) Corrective action required following discovery of the unauthorized release of a contaminant to the surface or subsurface of the land, and prior to or concurrent with the assessment required in Paragraphs (c) and (d) of this Rule, shall include, but is not limited to:

(1) Prevention of fire, explosion or the spread of noxious fumes;

(2) Abatement, containment or control of the migration of contaminants;

(3) Removal, or treatment and control of any primary

pollution source such as buried waste, waste stockpiles or surficial accumulations of free products;

(4) Removal, treatment or control of secondary pollution sources which would be potential continuing sources of pollutants to the groundwaters such as contaminated soils and non-aqueous phase liquids. Contaminated soils which threaten the quality of groundwaters must be treated, contained or disposed of in accordance with applicable rules. The treatment or disposal of contaminated soils shall be conducted in a manner that will not result in a violation of standards or North Carolina Hazardous Waste Management rules.

(g) The site assessment conducted pursuant to the requirements of Paragraph (c) of this Rule, shall include:

(1) The source and cause of contamination;

(2) Any imminent hazards to public health and safety and actions taken to mitigate them in accordance with Paragraph (f) of this Rule;

(3) All receptors and significant exposure pathways;

(4) The horizontal and vertical extent of soil and groundwater contamination and all significant factors affecting contaminant transport; and

(5) Geological and hydrogeological features influencing the movement, chemical, and physical character of the contaminants.

Reports of site assessments shall be submitted to the Division as soon as practicable or in accordance with a schedule established by the Director, or his designee. In establishing a schedule the Director, or his designee shall consider any reasonable proposal by the person submitting the report.

(h) Corrective action plans for restoration of groundwater quality, submitted pursuant to Paragraphs (c) and (d) of this Rule shall include:

(1) A description of the proposed corrective action and reasons for its selection.

(2) Specific plans, including engineering details where applicable, for restoring groundwater quality.

(3) A schedule for the implementation and operation of the proposed plan.

(4) A monitoring plan for evaluating the effectiveness of the proposed corrective action and the movement of the contaminant plume.

(i) In the evaluation of corrective action plans, the Director, or his designee shall consider the extent of any violations, the extent of any threat to human health or safety, the extent of damage or potential adverse impact to the environment, technology available to accomplish restoration, the potential for degradation of the contaminants in the environment, the time and costs estimated to achieve groundwater quality restoration, and the public and economic benefits to be derived from groundwater quality restoration.

(j) A corrective action plan prepared pursuant to Paragraph (c) or (d) of this Rule must be implemented using the best available technology for restoration of groundwater quality to the level of the standards, except as provided in Paragraphs (k), (l), (m), (r) and (s) of this Rule.

(k) Any person required to implement an approved corrective action plan for a non-permitted site pursuant to this Rule may request that the Director approve such a plan without requiring groundwater remediation to the standards. A request submitted to the Director under this Paragraph shall include a description of site specific conditions, including information on the availability of public water supplies for the affected area; the technical basis for the request; and any other information requested by the Director to thoroughly evaluate the request. In addition, the person making the request must demonstrate to the satisfaction of the Director:

(1) that all sources of contamination and free product have been removed or controlled pursuant to Paragraph (f) of this Rule;

(2) that the time and direction of contaminant travel can be predicted with reasonable certainty;

(3) that contaminants have not and will not migrate onto adjacent properties, or that:

(A) such properties are served by an existing public water supply system dependent on surface waters or hydraulically isolated groundwater, or

(B) the owners of such properties have consented in writing to the request;

(4) that the standards specified in Rule .0202 of this Subchapter will be met at a location no closer than one year time of travel upgradient of an existing or foreseeable receptor, based on travel time and the natural attenuation capacity of subsurface materials or on a physical barrier to groundwater migration that exists or will be installed by the person making the request;

(5) that, if the contaminant plume is expected to intercept surface waters, the groundwater discharge will not possess contaminant concentrations that would result in violations of standards for surface waters contained in 15A NCAC 2B .0200;

(6) that public notice of the request has been provided in accordance with Rule .0114(b) of this Section;

(7) that the proposed corrective action plan would be consistent with all other environmental laws.

(l) Any person required to implement an approved corrective action plan for a non-permitted site pursuant to this Rule may request that the Director approve such a plan based upon natural processes of degradation and attenuation of contaminants. A request submitted to the Director under this Paragraph shall include a description of site specific conditions, including written documentation of projected groundwater use in the contaminated area based on current state or local government planning efforts; the technical basis for the request; and any other information requested by the Director to thoroughly evaluate the request. In addition, the person making the request must demonstrate to the satisfaction of the Director:

(1) that all sources of contamination and free product have been removed or controlled pursuant to Paragraph (f) of this Rule;

(2) that the contaminant has the capacity to degrade or attenuate under the site-specific conditions;

(3) that the time and direction of contaminant travel can be predicted with reasonable certainty;

(4) that contaminant migration will not result in any violation of applicable groundwater standards at any existing or foreseeable receptor;

(5) that contaminants have not and will not migrate onto adjacent properties, or that:

(A) such properties are served by an existing public water supply system dependent on surface waters or hydraulically isolated groundwater, or

(B) the owners of such properties have consented in writing to the request;

(6) that, if the contaminant plume is expected to intercept surface waters, the groundwater discharge will not possess contaminant concentrations that would result in violations of standards for surface waters contained in 15A NCAC 2B .0200;

(7) that the person making the request will put in place a groundwater monitoring program sufficient to track the degradation and attenuation of contaminants and contaminant by-products within and down gradient of the plume and to detect contaminants and contaminant by-products prior to their reaching any existing or foreseeable receptor at least one year's time of travel upgradient of the receptor and no greater than the distance the groundwater at the contaminated site is predicted to travel in five years;

(8) that all necessary access agreements needed to monitor groundwater quality pursuant to Subparagraph (7) of this Paragraph have been or can be obtained;

(9) that public notice of the request has been provided in accordance with Rule .0114(b) of this Section; and

(10) that the proposed corrective action plan would be consistent with all other environmental laws.

(m) The Division or any person required to implement an approved corrective action plan for a non-permitted site pursuant to this Rule may request that the Director approve termination of corrective action.

(1) A request submitted to the Director under this Paragraph shall include:

(A) a discussion of the duration of the corrective action, the total project's cost, projected annual cost for continuance and evaluation of the success of the corrective action;

(B) an evaluation of alternate treatment technologies which could result in further reduction of contaminant levels projected capital and annual operating costs for each technology;

(C) effects, including health and safety impacts, on groundwater users if contaminant levels remain at levels existing at the time corrective action is terminated; and

(D) any other information requested by the Director to thoroughly evaluate the request.

(2) In addition, the person making the request must demonstrate to the satisfaction of the Director:

(A) that continuation of corrective action would not result in a significant reduction in the concentration of contaminants (At a minimum this demonstration must show the duration and degree of success of existing remedial efforts to attain standards and include a showing that the asymptotic slope of the contaminants curve of decontamination is less than a ratio of 1:40 over a term of one year based on quarterly sampling);

(B) that contaminants have not and will not migrate onto adjacent properties, or that:

(i) such properties are served by an existing public water supply system dependent on surface waters or hydraulically isolated groundwater, or

(ii) the owners of such properties have consented in writing to the request;

(C) that, if the contaminant plumes expected to intercept surface waters, the groundwater discharge will not possess contaminant concentrations that would result in violations of standards for surface waters contained in 15A NCAC 2B .0200;

(D) that public notice of the request has been provided in accordance with Rule .0114(b) of this Section; and

(E) that the proposed termination would be consistent with all other environmental laws.

(3) The Director shall not authorize termination of corrective action for any area that, at the time the request is made, has been identified by a state or local groundwater use planning process for resource development.

(4) The Director may authorize the termination of corrective action, or amend the corrective action plan after considering all the information in the request. Upon termination of corrective action, the Director shall require implementation of a groundwater monitoring program sufficient to track the degradation and attenuation of contaminants at a location of at least one year's predicted time of travel upgradient of any existing or foreseeable receptor. The monitoring program shall remain in effect until there is sufficient evidence that the contaminant concentrations have been reduced to the level of the standards.

(n) Upon a determination by the Director that continued corrective action would result in no significant reduction in contaminant concentrations, and the contaminated groundwaters can be rendered potable by treatment using readily available and economically reasonable technologies, the Director may designate the remaining area of degraded groundwater RS.

Where the remaining degraded groundwaters cannot be made potable by such treatment, the Director may consider a request for reclassification of the groundwater to a GC classification as outlined in Rule .0201 of this Subchapter.

(o) If at any time the Director determines that a new technology is available that would remediate the contaminated groundwater to the standards specified in Rule .0202 of this Subchapter, the Director may require the responsible party to evaluate the economic and technological feasibility of implementing the new technology in an active groundwater corrective action plan in accordance with a schedule established by the Director. The Director's determination to utilize new technology at any site or for any particular constituent shall include a consideration of the factors in Paragraph (h) of this Rule.

(p) Where standards are exceeded as a result of the application of pesticides or other agricultural chemicals, the Director shall request the Pesticide Board or the Department of Agriculture to assist the Division of Environmental Management in determining the cause of the violation. If the violation is determined to have resulted from the use of pesticides, the Director shall request the Pesticide Board to take appropriate regulatory action to control the use of the chemical or chemicals responsible for, or contributing to, such violations, or to discontinue their use.

(q) The approval pursuant to this Rule of any corrective action plan, or modification or termination thereof, which permits the migration of a contaminant onto adjacent property, shall not affect any private right of action by any party which may be effected by that contamination.

(r) If a discharge or release is not governed by 15A NCAC 2L .0115 and the increase in the concentration of a substance in excess of the standard resulted in whole or in part from a release from a commercial or noncommercial underground storage tank as defined in G.S. 143-215.94A, any person required to implement an approved corrective action plan pursuant to this Rule and seeking reimbursement for the Commercial or Noncommercial Leaking Petroleum Underground Storage Tank Cleanup Funds shall implement a corrective action plan meeting the requirements of Paragraph (k) or (l) of this Rule unless such a person demonstrates to the Director that:

(1) contamination resulting from the discharge cannot qualify for approval of a plan based on the requirements of the Paragraphs; or

(2) the cost of making such a demonstration would exceed the cost of implementing a corrective action plan submitted pursuant to Paragraph (c) of this Rule.

(s) If a discharge or release is not governed by 15A NCAC 2L .0115 and the increase in the concentration of a substance in excess of the standard resulted in whole or in part from a release from a commercial or noncommercial underground storage tank as defined in G.S. 143-215.94A, the Director may require any person implementing or operating a previously approved corrective action plan pursuant to this Rule to:

(1) develop and implement a corrective action plan meeting the requirements of Paragraphs (k) and (l) of this Rule; or

(2) seek discontinuance of corrective action pursuant to Paragraph (m) of this Rule.

History Note: Authority G.S. 143-215.2; 143-215.3(a)(1); 143-215.94A; 143-215.94(T); 143-215.94V; 143B-282; 1995 (Reg. Sess. 1996) c. 648, s. 1;
Eff. August 1, 1989;
Amended Eff. October 1, 1993; September 1, 1992;
Temporary Amendment Eff. January 2, 1998; January 2, 1996;
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

.0701 GENERAL

(a) The "General" provisions contained in 40 CFR 280.60 (Subpart F) have been incorporated by reference in accordance with G.S. 150B-21.6. The Code of Federal Regulations incorporated by reference in this Rule shall automatically include any later amendments thereto as allowed by G.S. 150B-21.6 and 15A NCAC 2N .0103. Copies of referenced Federal Regulations and the cost of those regulations may be obtained pursuant to 15A NCAC 2N .0102.

(b) Any corrective action undertaken in accordance with this Section must meet the requirements and standards specified in 15A NCAC 2L.

History Note: Authority G.S. 143-215.3(a)(15); 143B-282(2)(h); 150B-21.6;
Eff. January 1, 1991;
Temporary Amendment Eff. January 2, 1998;
Amended Eff. August 1, 1998.

CHAPTER 6 - SOIL AND WATER CONSERVATION COMMISSION

SUBCHAPTER 6E - AGRICULTURE COST SHARE PROGRAM FOR NONPOINT SOURCE POLLUTION CONTROL

SECTION .0100 - AGRICULTURE COST SHARE PROGRAM

.0104 BEST MANAGEMENT PRACTICES ELIGIBLE FOR COST SHARE PAYMENTS

(a) BMP's eligible for cost sharing will be restricted to those BMP's listed in the Detailed Implementation Plan approved by the commission for the current program year. BMP's shall meet the following criteria to be listed in the Detailed Implementation Plan:

(1) All eligible BMP's must be designed to reduce the input of agricultural nonpoint source pollution into the water courses of the state or as otherwise authorized by statute.

(2) Information establishing the average cost of the specified BMP must be available. District BMP's may use actual costs as indicated by receipts, if average costs are not available.

(3) Eligible BMP's shall have adequate technical specifications as set forth in Paragraph (b) of this Rule.

(b) BMP definitions and specifications are set forth periodically in the USDA-Natural Resources Conservation Service Technical Guide, Section IV, Raleigh, North Carolina or by the division for district BMP's. BMP specifications appropriate for the current program year shall be met or exceeded in order for an applicant to qualify for cost sharing. Provisions for exceeding BMP design specifications by an applicant may be considered at the time of application with the district. The applicant shall assume responsibility for all costs associated with exceeding BMP design specifications.

(c) The minimum life expectancy of the BMP's shall be listed in the Detailed Implementation Plan. Practices designated by a district shall meet the life expectancy requirement established by the division for that district BMP.

History Note: Authority G.S. 139-8; 143-215.74;
Eff. May 1, 1987;
Recodified from 15A NCAC 6E .0004 Eff. December 20, 1996;
Amended Eff. January 1, 1998.

.0105 COST SHARE AND INCENTIVE PAYMENTS

(a) Cost share and incentive payments may be made through LTA's or AA's between the district and the applicant.

(b) For all practices except those eligible for CSI, the state shall provide 75 percent and the applicant 25 percent of the average cost for BMP installation. In-kind contributions by the applicant shall be included in the applicants' cost share contribution. In-kind contributions shall be specified in the agreement for cost sharing and shall be approved by the district.

(c) Payments for BMP's restricted to the CSI shall be limited to a maximum of three years per farm.

(d) Average installation costs for each comparative area or region of the state and the amount of cost share incentive payments shall be updated and revised annually by the division for approval by the commission.

(e) The maximum total cost share payments to an applicant shall be limited to seventy-five thousand dollars ($75,000) per year.

(f) Cost share payments to implement BMP's under this program may be combined with other funding programs, as long as the combined cost share rate does not exceed the amount and percentages set forth in Paragraphs (b) and (e) of this Rule.

(g) Use of cost share payments is restricted to land located within the county approved for funding by the commission. In the situation where an applicant's farm is not located solely within a county, the entire farm, if contiguous, shall be eligible for cost share payments.

(h) Cost share contracts used on or for local, state or federal government land must be approved by the commission in order to avoid potential conflicts of interest and to ensure that such contracts are consistent with the purposes of this program.

History Note: Authority G.S. 139-4; 139-8; 143-215.74; 143B-294;
Eff. May 1, 1987;
Temporary Amendment Eff. September 23, 1996;
Recodified from 15A NCAC 6E .0005 Eff. December 20, 1996;
Temporary Amendment Expired on June 13, 1997;
Amended Eff. January 1, 1998.

CHAPTER 7 - COASTAL MANAGEMENT

SUBCHAPTER 7M - GENERAL POLICY GUIDELINES FOR THE COASTAL AREA

SECTION .0300 - SHOREFRONT ACCESS POLICIES

.0303 GUIDELINES FOR PUBLIC ACCESS

(a) Development shall not interfere with the public's right of access to the waterfront where such access has been established through donation, acquisition, express or implied dedication or prescriptive easement.

(b) Public beach nourishment projects funded by the state and federal government must include provisions for adequate public access within the vicinity of the project based on applicable Division of Coastal Management standards.

(c) Policies regarding state and federal properties with waterfront areas intended to be used by the public must provide for public access and adequate parking so as to achieve maximum public use and benefit of these areas consistent with established legislation.

(d) Local governments are encouraged to participate in the Public Beach and Coastal Waterfront Access Program as authorized by G.S. 113A-134.1 - 113A-134.3. The access program is intended to serve both year-round and seasonal users. In determining parking needs for access, particularly for day visitor destination beaches, local governments may use the peak seasonal population estimate provided in their land use plan as set out in 7B .0211.

(e) Public access projects shall be consistent with public access policies contained in the local government's land use plan as required in 15A NCAC 7B .0212(a)(3)(x) of this Chapter or in its local waterfront access plan. If a local access plan does not exist, a local recreation plan that addresses public access may provide guidance as to local needs.

(f) Local governments with public access sites funded by the Division of Coastal Management pursuant to G.S. 113-134.3 may charge reasonable user fees as long as those fees are used exclusively for operation and maintenance of the access facility. Funding from others agencies or sources may carry different

regulations about user fees. Other regulations, including schedules of operation, may also be established.

(g) Local governments shall have lead responsibility for the selection of public access sites within their jurisdiction. Access shall be based on identified needs as stated in land use plans approved pursuant to 15A NCAC 7B .0216 of this Chapter and local waterfront access plans. The Division of Coastal Management may provide some assistance in determining the location of regional and multi-regional sites.

(h) The primary purpose of the public access program is to provide funds to acquire or develop land for pedestrian access, including parking as authorized by G.S. 113A-134.3(c). Boating and fishing facilities may be funded, provided pedestrian access is the primary objective of the proposed project.

(i) Local governments are encouraged to plan for and develop ocean access areas that provide convenient access opportunities along the entire length of the shoreline within its jurisdiction. In preparing land use plan policies on public beach access pursuant to 15A NCAC 7B .0212(3)(B)(x) of this Chapter, local governments are encouraged to consider the following guidelines:

(1) Local/Neighborhood Access Sites-one - one per block in the community;
(2) Regional Access Sites - one per locality or one per four miles, whichever yields the most public access;
(3) Multi-regional Access Sites - one per barrier island or one per 10 miles whichever yields the most public access.

(j) In preparing land use plan policies on public waterfront access pursuant to 15A NCAC 7B .0212(3)(B)(x) of this Chapter, local governments are encouraged to consider the following guidelines:

(1) Local Access Sites - one per block;
(2) Neighborhood Access Sites - one per 50 dwelling units;
(3) Regional Access Sites - one per local government jurisdiction;
(4) Multi-regional Access Sites - one per coastal county. Parking facilities for these projects shall be based on seasonal population estimates.

(k) Pursuant to G.S. 113A-134.3(a), local governments shall give priority to the acquisition of unbuildable lots for public access purposes.

(l) The construction of facilities other than parking, litter receptacles, and public access signs is not encouraged in inlet beach areas.

History Note: Authority G.S. 113A-124; 113A-134.1; 113A-134.3; 153A-227(a); 160A-314(a); 16 U.S.C. Sec. 1453; Eff. March 1, 1979;
Amended Eff. March 1, 1988; March 1, 1985; July 1, 1982;
RRC Objection due to lack of necessity and unclear language Eff. October 17, 1991;
Amended Eff. January 1, 1998; March 1, 1992.

CHAPTER 8 - WATER POLLUTION CONTROL

SYSTEM OPERATORS CERTIFICATION COMMISSION

SUBCHAPTER 8F - CERTIFICATION OF OPERATORS OF ANIMAL WASTE MANAGEMENT SYSTEMS

SECTION .0200 - DUTIES AND REQUIREMENTS

.0203 DUTIES AND REQUIREMENTS OF AN OPERATOR IN CHARGE

(a) An Operator in Charge of any animal waste management system shall:

(1) possess a currently valid certification as an Animal Waste Management System Operator of the appropriate type;
(2) visit, and inspect each animal waste management system at a frequency sufficient to ensure proper operation of the system; and
(3) be responsible for the proper application of the animal waste; properly manage, supervise and document daily operation and maintenance of the system; and certify monitoring and reporting information as prescribed in the permit.

(b) The Operator in Charge or a designated back-up Operator in Charge of a Type A Animal Waste Management System shall:

(1) ensure that animal waste is applied in accordance with the animal waste management plan and the permit issued for the animal operation;
(2) inspect, or a person under the supervision of an Operator in Charge or designated back-up Operator in Charge shall inspect, the land application site at least every four hours during the application of animal waste; and
(3) inspect the land application site within 24 hours of the application of animal waste if the Operator in Charge was not present during the application of animal waste.

(c) The Operator in Charge or a designated back-up Operator in Charge of a Type B Animal Waste Management System shall:

(1) ensure that animal waste is applied in accordance with the animal waste management plan and the permit issued for the animal operation;
(2) inspect, or a person under the supervision of an Operator in Charge or designated back-up Operator in Charge shall inspect, the land application site during the application of animal waste; and
(3) inspect the land application site within 48 hours of the application of animal waste if the Operator in Charge was not present during the application of animal waste.

(d) Any certified operator that contracts with an owner to serve as Operator in Charge shall submit an annual report to the Certification Commission in accordance with G.S. 90A-45(c). This report shall be submitted on or before January 15 of each

year and shall include the following information:

(1) the name of the certified operator, mailing address, phone number, and certificate number(s); and

(2) the name, mailing address, county, and facility identification number, and type of each animal waste management system for which the certified operator has been designated as Operator in Charge.

History Note: Authority G.S. 90A-47; 143B-300; Temporary Adoption Eff. January 7, 1997; Eff. August 1, 1998.

TITLE 16 - DEPARTMENT OF PUBLIC EDUCATION

CHAPTER 6 - ELEMENTARY AND SECONDARY EDUCATION

SUBCHAPTER 6C - PERSONNEL

SECTION .0300 - CERTIFICATION

.0307 CERTIFICATE RENEWAL

(a) Certificates shall be valid for a period of five years from the effective date of issuance. Holders must renew their certificates within each five-year period. The Department shall apply renewal credit to the person's certificate field(s) and professional duties.

(b) The Department shall base renewal or reinstatement of a certificate on 15 units of renewal credit. A unit of credit is equal to one quarter hour or two-thirds of a semester hour of IHE credit, or one school year of teaching experience. The Department shall not record less than one credit on a certificate. For their own employees, LEAs may approve staff development activities that carry less than one unit of credit.

(c) Currently employed personnel shall maintain a professional growth plan. These persons may obtain renewal credit for the following activities:

(1) college or university credit activities;

(2) teaching experience (one unit for every year);

(3) local in-service courses or workshops which carry at least one unit of renewal credit and which meet the following criteria:

(A) ten clock hours of direct training by the instructor will equal one unit of renewal credit;

(B) content and instructional activities designed in a sequential manner to develop specified competencies of a specific population;

(C) led by instructional personnel directly supervised by the sponsoring school unit; and

(D) credit is granted on the basis of program completion and achievement of specified individual performance, which is determined by individual evaluation for specified competencies;

(4) independent study of no more than five units of renewal credit per five-year renewal period which meets the following criteria:

(A) teachers and other certified personnel help to develop local independent study procedures which the superintendent keeps on file and periodically sends to each certified employee; and

(B) the employee and the superintendent or his or her designee plan the experience in advance, including identification of competencies to be acquired and an evaluation to determine satisfactory achievement of those competencies.

(d) Each LEA and approved governing boards of schools are responsible for assuring that all local courses and workshops and independent study activities which do not carry IHE credit meet the standards contained in this Rule.

(e) Agencies which the Department authorizes to administer renewal requirements locally shall adopt a procedure to determine the appropriateness of credit in advance of the renewal activity. In determining appropriateness the agency must consider direct relationship to critical job responsibilities, suitability of the content level and properly established credit for the activity. Each agency must report on participation in and effectiveness of renewal activities as the Department requests.

(f) Persons who hold a North Carolina certificate but who are not currently employed in the public schools or by approved boards may earn renewal credit in college or university credit activities, or local courses and workshops on the same basis as currently employed persons.

History Note: Authority G.S. 115C-12(9)(a); N.C. Constitution, Article IX, Sec. 5; Eff. July 1, 1986; Amended Eff. January 2, 1998; July 1, 1994; December 1, 1991.

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 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, 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. A student with disabilities shall demonstrate proficiency by the use of a portfolio if this method is required by the student's IEP.

(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 I, Biology or United States history,

(2) completion of all IEP requirements.

History Note: Authority G.S. 115C-12(9)c.; 115C-81(a); 115C-180; N.C. Constitution, Article IX, Sec. 5;
Eff. July 1, 1986;
Amended Eff. January 2, 1998; January 1, 1993; July 1, 1992.

SECTION .0300 - TESTING PROGRAMS

.0301 TESTING REQUIREMENTS AND OPPORTUNITIES

(a) All public school students enrolled in the grades for which the SBE adopts a test, including every child with disabilities, shall participate in the testing program unless excluded from testing as provided by 16 NCAC 6G .0305(g).

(b) All public students enrolled in the 10th, 11th and 12th grade shall have at least one opportunity each school year to take the competency tests. LEAs shall administer the tests so that any student who does not pass the tests shall have an opportunity to receive remediation. A student who attains a passing score, as defined in 16 NCAC 6D .0103(a)(1), on a portion of the competency test does not need to retake the test.

The LEA shall develop plans to provide remedial services to students who fail any of the competency tests, or who are identified as having a high risk of failing. The LEA shall design the plan to meet the needs of individual students.

History Note: Authority G.S. 115C-12(9)c.; Eff. July 1, 1986; Amended Eff. January 2, 1998; June 1, 1996.

SUBCHAPTER 6G - EDUCATION AGENCY RELATIONS

SECTION .0300 - PERFORMANCE-BASED ACCOUNTABILITY PROGRAMS

.0305 ANNUAL PERFORMANCE STANDARDS, GRADES K-8

(a) For purposes of this Section, the following definitions shall apply to kindergarten through eighth grade:

(1) "Accountability measures" are SBE-adopted tests designed to gauge student performance and achievement.

(2) " b_0" means the state average rate of growth used in the regression formula for the respective grades and subjects. The values for b_0 shall be as follows:

(A) for reading:

(i) 6.0 for grade 3;
(ii) 5.2 for grade 4;
(iii) 4.6 for grade 5;
(iv) 3.0 for grade 6;
(v) 3.3 for grade 7; and
(vi) 2.7 for grade 8.

(B) for mathematics:

(i) 11.9 for grade 3;
(ii) 7.3 for grade 4;
(iii) 7.4 for grade 5;
(iv) 7.1 for grade 6;
(v) 6.5 for grade 7; and
(vi) 4.9 for grade 8.

(3) " b_1" means the value used to estimate true proficiency in the regression formula. The values for b_1 shall be 0.22 for reading and 0.26 for mathematics.

(4) " b_2" means the value used to estimate regression to the mean in the regression formula. The values for b_2 shall be -0.60 for reading and -0.58 for mathematics.

(5) "Compliance commission" means that group of 20 persons selected by the SBE to advise the SBE on testing and other issues related to school accountability and improvement. The commission shall be composed of five teachers, five principals, four central office staff representatives, two local school board representatives, and four at-large members who represent parents, business, and the community.

(6) "Composite score means a summary of student performance in a school in reading, writing, and mathematics.

(7) "Eligible students" means the total number of students in membership minus the number of students exempted from testing.

(8) "Expected growth" means the amount of growth in student performance that is projected through use of the regression formula.

(9) "Exemplary growth" means the amount of growth in student performance that is projected through use of the regression formula that includes the state average rate of growth adjusted by an additional ten percent (10%).

(10) "Growth standards" are the benchmarks set annually by the SBE to measure a school's progress by use of the regression formula and the composite score and are equivalent to expected growth.

(11) "IRM" is the index for regression to the mean used in the regression formula. The SBE shall compute the IRM for reading by subtracting the North Carolina average reading scale score from the local school average reading scale score. The SBE shall compute the IRM for mathematics by subtracting the North Carolina average reading scale score from the local school average mathematics scale score. The SBE shall base the state average

(12) "ITP" is the index for true proficiency used in the regression formula. The SBE shall compute the ITP by adding the North Carolina average scale scores in reading and mathematics and subtracting that sum from the addition of the local school average scale scores in reading and mathematics. The SBE shall base the state average on data from the 1994-95 school year.

(13) "Performance standards" are the percent of students in a school who are at or above grade level as that term is defined by 16 NCAC 6D .0304. In determining the number of students who are performing at or above grade level at a school, the SBE shall:

(A) determine the number and percentage of students who are at Level III or IV in each content area (reading, mathematics and writing) across grades; and

(B) total the numerators for the various content areas, total the denominators for the various content areas, and calculate the total percentage (composite) performance standard.

(14) "Regression formula" means a formula that defines one variable in terms of one or more other variables for the purpose of making a prediction or constructing a model.

(15) "Standard deviation" is a statistic that indicates how much a set of scores vary. The values used in determining the composite score shall be based on data from the 1993-94 school year.

(b) In carrying out its duty under G.S. 115C-105.35 to establish annual performance goals for each school, the SBE

shall use both growth standards and performance standards. The SBE shall calculate the expected growth rate for an individual school by using the regression formula "Expected Growth = b_0 + (b_1 x ITP) + (b_2 x IRM)."

(c) Schools shall be accountable for student performance and achievement. To be included in accountability measures for the growth standard, a student in grade three through grade eight must:

(1) have a pre-test score and a post-test score in reading and mathematics. Students in grades four or seven with writing scores shall also be included.

(2) have been in membership more than one-half of the instructional period (91 of 180 days for regular schedules or 46 of 90 days for semester or block schedules).

(3) Students shall be included in the performance standard if they have reading, mathematics, or writing scores without reference to pretest scores or length of membership.

(d) The SBE shall include in the accountability system on the same basis as all other public schools each alternative school with an identification number assigned by the Department. Test scores for students who attend programs or classes in a facility that does not have a separate school number shall be reported to and included in the students' home schools.

(e) Each school shall test at least 98 percent of its eligible students. If a school fails to test at least 98 percent of its eligible students for two consecutive school years, the SBE may designate the school as low-performing and may target the school for assistance and intervention. Each school shall make public the percent of eligible students that the school tests.

(f) All students who are following the standard course of study and who are not eligible for exemption as set out in Paragraph (g) of this Rule shall take the SBE-adopted tests. Every student, including those students who are exempted from testing, shall complete or have completed an answer document (except in writing). Both the school and the LEA shall maintain records on the exemptions of students from testing. The Department may audit these records.

(g) Individual students may be exempted from SBE-adopted tests as follows:

(1) Limited English proficient students may be exempted for up to two years beginning with the time of enrollment if the student's English language proficiency has been assessed as novice/low to intermediate/low in listening, reading, and writing. A student whose English language proficiency has been assessed as intermediate/high or advanced may be exempted from tests in which the student writes responses for up to two years. LEAs shall use other assessment methods for exempted students to demonstrate that these students are progressing in English and other subject areas.

(2) Students with disabilities may be exempted on an individual basis if the exemption is stated in the student's IEP and if the student is not following the standard course of study. If a student with disabilities is exempted from testing in one subject but is included in testing for the remaining subjects, that student shall be included in the school's 98 percent tested requirement. The parent or guardian, or the student if over age 18, shall sign a written consent for test exemption that certifies that the parent, guardian, or student understands that the exemption for the eighth grade tests may cause the student not to be eligible to receive a high school diploma.

(h) LEAs shall administer alternative assessments to students who are exempted from testing to demonstrate mastery of course or specific curriculum content.

(i) The SBE shall calculate a school's expected growth composite in student performance using the following process:

(1) Calculate the indices for writing (separately) for the three most current years for achievement levels as defined by 16 NCAC 6C .0103(a)(1) as follows:

(A) Multiply the percent of students at level IV by 3.

(B) Multiply the percent of students at level III by 2.

(C) Determine the percent of students at level II.

(D) Add the three numbers together and divide by three.

(E) Determine the difference in scores that is greatest by subtracting the index two years ago from the most recent index and then by subtracting the index for the prior school year from the most recent index. Multiply the resulting difference by one half.

(2) Review expected and exemplary growth standards for reading and mathematics at each grade level included in the state testing program.

(3) Determine the actual growth in reading and mathematics at each grade level included in the state testing program, using data on groups of matched students.

(4) Subtract the expected growth from the actual growth in reading and mathematics at each grade level included in the state testing program. In writing, one tenth (.1) must be subtracted from the greater of the two writing differences.

(5) Divide the differences for reading, writing, and mathematics by the standard deviations of the respective differences in growth at each grade level to determine the standardized growth score.

(6) Add the expected standardized growth scores for reading and mathematics at each grade level from grade 3 to 8, and for writing at grades 4 and 7. If the resulting number is zero or above, the school has met the expected growth standard.

(7) To determine the composite score for exemplary standards:

(A) Subtract the exemplary growth from the actual growth standard in reading and mathematics at each grade level included in the state testing program. In writing, one tenth (.1) must be

subtracted from the greater of the two writing differences.

(B) Divide the difference in growth for reading, writing, and mathematics by the standard deviations of the respective differences in growth at each grade level to determine the standardized growth score.

(C) Add the exemplary standardized growth scores for reading and mathematics at each grade level from grade 3 to 8, and for writing at grades 4 and 7. If the resulting number is zero or above, the school has met the exemplary growth standard.

(j) If school officials believe that the school's growth standards were unreasonable due to specific, compelling reasons, the school may appeal its growth standards to the SBE. The SBE shall appoint an appeals committee composed of a panel selected from the compliance commission to review written appeals from schools. The school officials must clearly document the circumstances that made the goals unrealistic and must submit its appeal to the SBE within 30 days of receipt of notice from the Department of the school's performance. The appeals committee shall review all appeals and shall make recommendations to the SBE. The SBE shall make the final decision on the reasonableness of the growth goals.

History Note: Authority G.S. 115C-12(9)c4;
Eff. January 2, 1998.

.0306 IDENTIFICATION OF LOW-PERFORMING SCHOOLS

The SBE shall identify a school as low-performing if its expected growth composite score is less than zero and its composite performance score is less than 50 percent.

History Note: Authority G.S. 115C-12(9)c4;
Eff. January 2, 1998.

.0307 ASSISTANCE TEAMS

(a) When performing its duties under G.S. 115C-105.38, each assistance team appointed by the SBE shall act in an advisory capacity to local school personnel, local school boards, and the SBE.

(b) Local boards of education and local school employees shall cooperate with assistance teams in the performance of their duties.

(c) Members of the assistance teams shall be subject to all confidentiality requirements that apply to local school employees.

(d) In the event of a disagreement between the assistance team and the school improvement team, the assistance team may request help from the central office and the local board of education.

(e) In carrying out its duty to evaluate employees, members of the assistance team shall:

(1) be familiar with and follow the provisions of G.S. 115C-326;

(2) use the appropriate form of the performance evaluation for the category of personnel being evaluated, such as teachers, support personnel, and administrators;

(3) share its evaluation and recommendations with each employee and the employee's supervisor; and

(4) notify the SBE of the evaluations for an employee who receives two consecutive evaluations by the assistance team that include findings and recommendations regarding the employee's inadequate performance.

(f) An assistance team that is assigned by the SBE to a low-performing school may at any time recommend to the SBE that a teacher, assistant principal, director, or supervisor be dismissed or demoted for one or more of the grounds established in G.S. 115C-325(e)(1). The SBE shall provide written notice to the employee of the grounds for the recommendation for dismissal or demotion.

(g) In reviewing evaluations of a local school employee, the SBE may deem the evaluations of the assistance team to supersede previous evaluations of the employee.

History Note: Authority G.S. 115C-12(9)c4;
Eff. January 2, 1998.

.0308 DUE PROCESS PROTECTIONS

(a) At any hearing conducted by a panel of the SBE pursuant to the provisions of G.S. 115C-325(q)(1) or (q)(2), the panel shall sit as an impartial tribunal to receive evidence and to decide on the basis of that evidence whether the principal, assistant principal, teacher, supervisor, or director, hereafter referred to as "the employee," shall be dismissed. The assistance team assigned to the school where the employee was assigned shall present its case against the employee.

(b) Both the employee and the assistance team shall have the right:

(1) to be represented by counsel at the hearing;

(2) to subpoena witnesses and documents;

(3) to examine and cross-examine witnesses under oath; and

(4) to present relevant evidence using witnesses and documents.

(c) The panel of the SBE which conducts the hearing shall:

(1) give written notice to the parties of the time and place of the hearing;

(2) make a complete record of the evidence received during the hearing; and

(3) issue subpoenas for witnesses and documents on behalf of any party to the proceedings.

(d) Except in the case of a principal who has been suspended pursuant to the provisions of G.S. 115C-115C-325(q)(1), the assistance team shall have the burden of proof at the hearing. A principal who has been suspended pursuant to the provisions of G.S. 115C-115C-325(q)(1) shall have the burden of proof.

(e) Either the employee or the assistance team may within 10 days of notification of the panel's decision give notice of appeal to the full SBE. The appeal shall be on the record with no

arguments by counsel except in the form of written briefs of no more than 25 pages. The SBE shall consider the appeal at its next regularly-scheduled meeting that is at least 20 days following receipt of notice of the appeal and shall render a decision within 30 days unless the SBE determines that good cause, as defined by 26 NCAC 03 .0118, exists to extend the period or the parties agree to extend the period. The panel which sat and decided the case shall not be excluded from the full SBE hearing. Appeal from the SBE decision shall be in accordance with G.S. 150B.

(f) If the SBE appoints an interim superintendent, revokes the superintendent's license, or dismisses the superintendent pursuant to G.S, 115C-105.39(c), the superintendent shall not have the right to a hearing under this Rule but shall have the right to file a contested case petition pursuant to the provisions of G.S. 150B. The SBE shall make written findings to support any of these actions taken pursuant to the provisions of G.S. 115C-105.39(c).

(g) If the SBE revokes or refuses to renew a teacher's license pursuant to G.S. 115C-296(d), the procedures set forth in 16 NCAC 6C .0312 shall apply.

History Note: Authority G.S. 115C-12(9)c4.; 115C-325; Eff. January 2, 1998.

TITLE 21 - OCCUPATIONAL LICENSING BOARDS

CHAPTER 32 - BOARD OF MEDICAL EXAMINERS

SUBCHAPTER 32H - EMERGENCY MEDICAL SERVICES ADVANCED LIFE SUPPORT

SECTION .0100 - GENERAL INFORMATION

.0102 DEFINITIONS

The following definitions apply in this Subchapter:

(1) "Audit and review panel" means a committee composed of representatives of the medical, nursing, administrative, county government, and prehospital care service elements of an advanced life support (ALS) program that has the responsibility for the on-going monitoring and evaluation of the program. The chairman of the panel shall be a physician and a majority of the voting members shall be physicians.

(2) "Medical Crew Member" means a physician, registered nurse, EMT-paramedic, EMT-intermediate, EMT-defibrillation technician, or EMT who holds a current North Carolina license or certification and who has completed additional training in altitude physiology, EMS communications, in-flight emergencies, and aircraft and flight safety conducted under the direct guidance of the medical director.

(3) "Emergency medical technician-defibrillation (EMT-D)" means a person specially educated in a program approved by the Office of Emergency Medical Services who has been certified or recertified by the North Carolina Medical Board as qualified to render the services enumerated in Rule .0407 of this Subchapter.

(4) "Emergency medical technician-intermediate (EMT-I)" means a person specially educated in a program approved by the Office of Emergency Medical Services who has been certified or recertified by the North Carolina Medical Board as qualified to render the services enumerated in Rule .0403 of this Subchapter.

(5) "Emergency medical technician-paramedic (EMT-P)" means a person specially educated in a program approved by the Office of Emergency Medical Services who has been certified or recertified by the North Carolina Medical Board as qualified to render the services enumerated in Rule .0402 of this Subchapter.

(6) "Advanced Life Support Professional (ALS Professional)" means a certified emergency medical dispatcher, emergency medical technician-defibrillation, emergency medical technician-intermediate, or emergency medical technician-paramedic whether working on a paid or volunteer basis.

(7) "Medical control" means the management and accountability for the medical care aspects of an ALS program. It entails physician direction and oversight of the initial education and continuing education of the ALS professionals; development and monitoring of both operational and treatment protocols; evaluation of the medical care rendered by ALS professionals; participation in system evaluation; and directing, by radio or telephone, the medical care rendered by the ALS professionals.

(8) "Medical director" means the physician responsible for the medical aspects of the management of an ALS program.

(9) "Mobile intensive care nurse (MICN)" means a registered nurse who has been approved or reapproved by the North Carolina Medical Board to issue instructions to ALS professionals in accordance with protocols approved by the sponsor hospital and under the direction of the medical director.

(10) "Advanced life support program (ALS program)" means a program of prehospital emergency medical care whereby definitive medical care is delivered to a victim of sudden injury or illness by appropriately educated and certified ALS professionals operating under the direction of a sponsor hospital. All ALS programs shall conform to the criteria established in the rules contained in this Subchapter and shall be approved by the Office of Emergency Medical Services.

(11) "Mobile intensive care unit" means any emergency vehicle staffed by ALS professionals and equipped in accordance with standards established by the North

Carolina Medical Care Commission as found in 10 NCAC 3M .0202, .0203, .0204, and .0207 to provide remote intensive care to sick and injured persons at the scene of a medical emergency and during transport to a health care facility.

(12) "Oral interview panel" means a committee composed of physicians, ALS professionals certified at or above the level of application and may include other medical personnel such as registered nurses and mobile intensive care nurses involved in the ALS program. The responsibility of the oral interview panel is to interview each applicant for certification, either collectively or individually, and evaluate the suitability to perform successfully at the certification level sought. The panel shall be approved by the medical director and consist of a minimum of three members including one physician and one ALS professional.

(13) "Office of Emergency Medical Services" means an official agency of the State of North Carolina, Department of Health and Human Services, that serves in an administrative capacity to the North Carolina Medical Board.

(14) "Physician" means an individual licensed by the North Carolina Medical Board to practice medicine in the State of North Carolina.

(15) "Sponsor hospital" means a hospital and its medical staff which participates in an ALS program and has responsibility for providing or ensuring the provision of initial education, continuing education, and medical control to the ALS professionals. The sponsor hospital shall meet criteria adopted by the North Carolina Medical Board and be approved by the Office of Emergency Medical Services.

(16) "Study project" means a proposal involving exceptions to the provisions of this Subchapter for the purpose of evaluating the efficiency and effectiveness of alternate means of providing ALS services to the citizens of North Carolina.

(17) "Blind insertion airway device" means an airway adjunct designed to be used as a pharyngotracheal or esophageal device which is inserted without the use of direct visualization. For the purposes of these Rules, this definition does not include esophageal obturator airways, esophageal gastric tube airways, or endotracheal tubes.

(18) "Coding" means the selection and assignment of an alphanumeric classification to a call for medical assistance by an EMD.

(19) "Emergency Medical Dispatcher (EMD)" means a trained public safety telecommunicator with additional training and specific emergency medical knowledge essential for the efficient management of emergency medical service communications who has successfully completed an education and training program meeting the criteria established by the Office of Emergency Medical Services and who functions as an agent or constituent of an Emergency Medical Dispatch Program approved by the Office of Emergency Medical Services.

(20) "Emergency Medical Dispatching" means the reception and management of requests for emergency medical assistance.

(21) "Emergency Medical Dispatch Program" means the approved program with procedures established for the management and delivery of emergency medical assistance by a public or private agency that sends emergency medical assistance to requesting persons and provides pre-arrival instructions for a victim of sudden injury or illness.

(22) "Emergency Medical Dispatch Priority Reference System (EMDPRS)" means a medically approved written or computer generated reference system used by an emergency medical dispatching agency to provide medical direction, and to dispatch aid to medical emergencies.

(23) "EMD selection" means the process which establishes criteria to identify a candidate for education and training as an Emergency Medical Dispatcher (EMD).

(24) "Pre-arrival instructions" means telephone rendered, medically approved written instructions read by emergency medical dispatchers to callers, which help provide aid to the victim and control the situation prior to patient access by pre-hospital care providers.

(25) "Public Safety Telecommunicator" means an individual trained to communicate by electronic means with persons seeking emergency assistance and with public or private agencies and individuals providing such assistance.

(26) "Approved Teaching Institution" means an agency with a current contract with the Office of Emergency Medical Services to provide emergency medical services educational programs. Approved teaching institutions must meet the criteria in accordance with 10 NCAC 3D .1201.

(27) "Physician Assistant (PA)" means a physician assistant who has been licensed by the North Carolina Medical Board and approved by the Office of Emergency Medical Services to issue instructions to ALS professionals in accordance with protocols approved by the sponsor hospital and under the direction of the medical director.

(28) "Nurse Practitioner (NP)" means a nurse who is licensed by the North Carolina Board of Nursing and approved to perform medical acts by the North Carolina Medical Board and the North Carolina Board of Nursing and approved by the Office of Emergency Medical Services to issue instructions to ALS professionals in accordance with protocols approved by the sponsor hospital and under the direction of the medical director.

History Note: Authority G.S. 143-514;

Eff. October 31, 1980;
Amended Eff. August 1, 1998; August 1, 1996; July 1, 1996; April 1, 1993; May 1, 1989; May 1, 1988.

SECTION .0200 - PROGRAM STANDARDS AND APPROVAL

.0201 ADVANCED LIFE SUPPORT PROGRAM CRITERIA

ALS programs shall cover a defined service area and shall have the following:

(1) a plan, as specified in Rule .0302 of this Subchapter, for the coordination of the sponsor hospitals participating in the program;

(2) a designated medical director who shall be responsible either directly or by delegation to the other licensed physicians at the sponsor hospital(s) for the following:

(a) the establishment, approval and periodic updating of treatment protocols or EMDPRS for emergency medical dispatch programs;

(b) medical supervision of the selection, initial education, continuing education and performance of the ALS professionals, MICN, physician assistant and nurse practitioner personnel;

(c) the medical review of the care provided to patients;

(d) keeping the care provided current with advanced biomedical science and technology; and

(e) participation in the overall management of the ALS program in liaison with nursing, technical, and administrative staff of the program. The medical director shall have the authority to suspend temporarily, pending due process review, an ALS professional, MICN, physician assistant or nurse practitioner from further participation in the ALS program when it is determined the activities or medical care rendered by such personnel may be detrimental to the care of the patient;

(3) an organized and defined system of communications that provides for:

(a) public access through a central emergency communications center;

(b) dispatch and coordination of all resources (manpower, vehicles and equipment) essential to the effective and efficient management of requests for emergency medical assistance;

(c) communications linkages for interacting with other public safety agencies to obtain additional resources required to support emergency medical services activities; and

(d) two-way voice communications as specified in Rule .0303(a)(2)(H) of this Subchapter between the ALS professionals and the personnel at the sponsor hospital responsible for directing the medical treatment rendered by the ALS professionals;

(4) adequate certified manpower to ensure that the program will be continuously available on a 24 hour-a-day basis; and

(5) an audit and review panel that meets at a minimum on a quarterly basis and whose responsibilities include at least the following:

(a) reviewing ALS cases to determine the appropriateness of the medical care rendered by all personnel involved in the cases;

(b) making recommendations to the medical director for the continuing education program for ALS personnel;

(c) reviewing the policies, procedures and protocols of the ALS program and making recommendations for improvement; and

(d) making recommendations for consideration by the sponsor hospital administratively responsible for the program regarding the appointment of the medical director.

History Note: Authority G.S. 143-514;
Eff. October 31, 1980;
Amended Eff. August 1, 1998; August 1, 1996; July 1, 1996; April 1, 1993; May 1, 1989; May 1, 1988.

SECTION .0400 - EDUCATION AND PERFORMANCE OF ADVANCED LIFE SUPPORT PERSONNEL

.0402 EMERGENCY MEDICAL TECHNICIAN-PARAMEDIC PERFORMANCE

EMT-Ps educated in approved programs, certified by the North Carolina Medical Board to perform medical acts, and functioning in an approved ALS program may do any of the following in accordance with the protocols established by their sponsor hospital:

(1) While at the scene of a medical emergency where the capability of continuous two-way voice communication is maintained with a physician, approved MICN, physician assistant or nurse practitioner located in the sponsor hospital, and upon order of such physician, MICN, physician assistant or nurse practitioner:

(a) establish an intravenous line in a peripheral vein;

(b) obtain blood for laboratory analysis;

(c) administer in a fashion via a route approved by the program medical director any intravenous fluid or medication specified for use by EMT-Ps found in the North Carolina EMS Medication Formulary approved by the Office of Emergency Medical Services;

(d) perform pulmonary ventilation by means of a blind insertion airway device or endotracheal

tube;
(e) perform defibrillation or cardioversion;
(f) perform chest decompression by needle thoracotomy;
(g) use positive end expiratory pressure respirators;
(h) perform cricothyrotomy;
(i) perform gastric suction by intubation;
(j) perform urinary catheterization;
(k) perform external cardiac pacing;
(l) establish an intraosseous infusion line in patients under 6 years of age and use it to administer any intravenous fluid or medication specified for use by EMT-Ps found in the North Carolina EMS Medication Formulary approved by the Office of Emergency Medical Services and approved by the program medical director for intraosseous infusion;
(m) using previously established indwelling semi-permanent central venous catheters, administer any intravenous fluid or medication specified for use by EMT-Ps found in the North Carolina EMS Medication Formulary approved by the Office of Emergency Medical Services;
(n) place and maintain heparin or saline locks; and
(o) perform rapid sequence endotracheal intubation.

(2) When confronted with serious or life threatening clinical situations as defined in the patient care protocols established by the sponsor hospital of the ALS program and approved by the Office of Emergency Medical Services, perform as necessary under standing orders any of the following prior to contacting the sponsor hospital:
(a) cardiopulmonary resuscitation;
(b) defibrillation, cardioversion, or external cardiac pacing;
(c) pulmonary ventilation by means of a blind insertion airway device or endotracheal tube;
(d) establish an intravenous line in a peripheral vein;
(e) establish an intraosseous infusion line in patients under 6 years of age and use it to administer any intravenous fluid or medication specified for use by EMT-Ps found in the North Carolina EMS Medication Formulary approved by the Office of Emergency Medical Services and approved by the program medical director for intraosseous infusion;
(f) administer any intravenous fluid or medication specified for use by EMT-Ps on the North Carolina EMS Medication Formulary approved by the Office of Emergency Medical Services and approved by the medical director for use under standing orders;
(g) perform chest decompression by needle thoracotomy;
(h) perform cricothyrotomy; and
(i) perform rapid sequence endotracheal intubation.

(3) When transfering a patient who is receiving intravenous therapy begun at the transferring agency, and where the capability of continuous two-way voice communication is maintained with a physician, approved MICN, physician assistant or nurse practitioner located in the sponsor hospital, or when meeting the requirements of Rule .1003 of this Subchapter and upon order of such physician, MICN, physician assistant or nurse practitioner, EMT-Ps may maintain intravenous lines for any fluid or medication specified for use by EMT-Ps during patient transfers on the North Carolina EMS Medication Formulary approved by the Office of Emergency Medical Services and approved by the program medical director for use in patient transfers.

(4) When providing emergency care to a patient who has been physically evaluated by a physician, physician assistant or nurse practitioner and who has critical or life threatening clinical situations as defined in the patient care protocols established by the sponsor hospital of the ALS program, an air ambulance program meeting the criteria specified in Rule .1004 of this Subchapter, or a critical care transport program as defined in 10 NCAC 3D .0807, and where the capability of continuous two-way voice communication is maintained with a physician, MICN, physician assistnant or nurse practitioner approved by the program medical director, EMT-P's may:
(a) upon order of said physician, MICN, physician assistant or nurse practitioner;
(i) insert a femoral venous line;
(ii) obtain arterial blood gas samples via peripheral artery or pre-existing arterial line;
(iii) maintain invasive monitoring devices to include central venous pressure lines, swan ganz catheters, arterial lines, intra-ventricular catheters, and epidural catheters; and
(iv) administer any fluid or medication specified for use by EMT-Ps during critical care transports on the North Carolina EMS Medication Formulary approved by the Office of Emergency Medical Services and approved by the program medical director for use in critical care transfers.
(b) perform all the skills of an EMT-P and administer all medications approved for use by EMT-P's enumerated in Items (1), (2), and (3) of this Rule.

History Note: Authority G.S. 143-514;
Eff. October 31, 1980;
Amended Eff. August 1, 1996; April 1, 1993; October 1, 1991; October 1, 1990; March 1, 1990;
Temporary Amendment Eff. July 28, 1997;
Amended Eff. August 1, 1998.

.0403 EMERGENCY MEDICAL TECHNICIAN-INTERMEDIATE PERFORMANCE

EMT-Is educated in approved programs, certified by the North Carolina Medical Board to perform medical acts, and functioning in an approved ALS program may do any of the following in accordance with the protocols established by their sponsor hospital:

(1) While at the scene of a medical emergency where the capability of continuous two-way voice communication is maintained with a physician, approved MICN, physician assistant or nurse practitioner located in the sponsor hospital, and upon order of such physician, MICN, physician assistant or nurse practitioner:
   (a) establish an intravenous line in a peripheral vein;
   (b) perform pulmonary ventilation by means of a blind insertion airway device or endotracheal tube;
   (c) obtain blood for laboratory analysis;
   (d) administer in a fashion via a route approved by the medical director any intravenous fluid or medication specified for use by EMT-Is found in the North Carolina EMS Medication Formulary approved by the Office of Emergency Medical Services; and
   (e) place and maintain heparin or saline locks.

(2) When confronted with serious or life threatening clinical situations as defined in the patient care protocols established by the sponsor hospital of the ALS program and approved by the Office of Emergency Medical Services, perform as necessary under standing orders any of the following prior to contacting the sponsor hospital:
   (a) cardiopulmonary resuscitation;
   (b) defibrillation by means of an automatic or semi-automatic defibrillator;
   (c) pulmonary ventilation by means of a blind insertion airway device or endotracheal tube;
   (d) establish an intravenous line in a peripheral vein;
   (e) administer any fluid or medication specified for use by EMT-Is found in the North Carolina EMS Medication Formulary approved by the Office of Emergency Medical Services;

(3) When in the presence of an EMT-P perform any act listed in this Rule upon direction of the EMT-P as defined by the patient care protocols of the ALS program and approved by the Office of Emergency Medical Services.

(4) When transfering a patient who is receiving intravenous therapy begun at the transferring agency, and where the capability of continuous two-way voice communication is maintained with a physician, approved MICN, physician assistant or nurse practitioner located in the sponsor hospital, or when meeting the requirements of Rule .1003 of this Subchapter and upon order of such physician, MICN, physician assistant or nurse practitioner, EMT-Is may maintain intravenous lines for any fluid or medication specified for use by EMT-Is during patient transfers on the North Carolina EMS Medication Formulary approved by the Office of Emergency Medical Services and approved by the program medical director for use in patient transfers.

History Note: Authority G.S. 143-514;
Eff. October 31, 1980;
Amended Eff. August 1, 1998; August 1, 1996; April 1, 1993; October 1, 1990; March 1, 1990; May 1, 1989.

.0404 MOBILE INTENSIVE CARE NURSE PERFORMANCE

MICNs currently approved by the North Carolina Medical Board, while functioning under the direction of a physician in the sponsor hospital of an approved ALS program, may direct ALS professionals to perform actions as defined in Rules .0402, .0403 and .0407 of this Subchapter by the sponsor hospital for that ALS program. All orders issued to ALS professionals by MICNs shall be countersigned by a physician.

History Note: Authority G.S. 143-514;
Eff. October 31, 1980;
Amended Eff. August 1, 1998; August 1, 1996; April 1, 1993; May 1, 1989; May 1, 1988; October 1, 1985.

.0409 PHYSICIAN ASSISTANT OR NURSE PRACTITIONER PERFORMANCE

Physician assistants and nurse practitioners while functioning under the direction of a physician in the sponsor hospital of an approved ALS program, may direct ALS professionals to perform actions as defined in Rules .0402, .0403 and .0407 of this Section and approved by the sponsor hospital for that ALS program. All orders issued to ALS professionals by physician assistants or nurse practitioners shall be countersigned by a physician.

History Note: Authority G.S. 143-514;
Eff. August 1, 1996;
Amended Eff. August 1, 1998.

SECTION .0500 - CERTIFICATION AND APPROVAL REQUIREMENTS FOR ADVANCED LIFE SUPPORT PERSONNEL

.0507 APPROVAL REQUIREMENTS: PHYSICIAN

ASSISTANT AND NURSE PRACTITIONER

(a) To be approved as a physician assistant or nurse practitioner functioning under these Rules, a person must meet the following criteria within one year of the approved educational program completion date:

(1) be currently approved and licensed as a physician assistant or nurse practitioner in the State of North Carolina;

(2) be affiliated on a continuous basis with a sponsor hospital which is part of an approved ALS program;

(3) have a minimum of two years emergency or critical care experience, or a combination of this experience;

(4) present evidence of successful completion of a physician assistant or nurse practitioner educational program meeting the requirements of the "North Carolina Physician Assistant and Nurse Practitioner EMS Curriculum Outline." If the educational program was completed over one year prior to application, a person shall submit evidence of completion of pertinent continuing education in emergency medicine taken in the past year and have the continuing education approved by the Office of Emergency Medical Services; and

(5) be recommended by the medical director of the ALS program after determining that the applicant is adequately familiar with the patient care and operational protocols of the ALS program.

(b) Approval shall be valid for a period not to exceed four years at which time the person may be reapproved by successfully completing an approved physician assistant or nurse practitioner reapproval program under the direction of the medical director, meeting the requirements of "Guidelines for Approval/Reapproval of Physician Assistants and Nurse Practitioners Functioning In EMS Programs."

History Note: Authority G.S. 143-514;
Eff. August 1, 1996;
Amended Eff. August 1, 1998.

SECTION .0800 - FORMS

.0801 INCORPORATION BY REFERENCE

The following documents are required for educational and evaluation programs and incorporated herein by reference including subsequent amendments and editions. Copies of these documents are available free of charge from the Office of Emergency Medical Services, PO Box 29530, Raleigh, NC 27626-0530:

(1) "North Carolina EMT-P Curriculum Outline";

(2) "North Carolina EMT-I Curriculum Outline";

(3) "North Carolina EMT-D Curriculum Outline";

(4) "North Carolina MICN Curriculum Outline";

(5) "Guidelines for Continuing Education and Performance Evaluation of Emergency Medical Services Advanced Life Support Personnel";

(6) "Guidelines for Approval/Reapproval of Mobile Intensive Care Nurses";

(7) "Guidelines for the Selection and Performance of the Emergency Medical Services Nurse Liaison";

(8) "Guidelines for Development and Operation of Emergency Medical Dispatch Programs";

(9) "North Carolina Physician Assistant and Nurse Practitioner Emergency Medical Services Curriculum Outline";

(10) "Guidelines for Approval/Reapproval of Physician Assistants and Nurse Practitioners Functioning In EMS Programs";

(11) "North Carolina EMS Medication Formulary."

History Note: Authority G.S. 143-514;
Eff. October 31, 1980;
Amended Eff. August 1, 1998; August 1, 1996; July 1, 1996; April 1, 1993; May 1, 1989; May 1, 1988.

This Section contains the agenda for the next meeting of the Rules Review Commission on Thursday, March 19, 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, March 16, 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

March 19, 1998
April 15, 1998
May 21, 1998
June 18, 1998
July 16, 1998
August 20, 1998

RULES REVIEW OBJECTIONS

COMMERCE

Community Assistance

4 NCAC 19L .0401 - General	*RRC Objection*	*11/20/97*
Agency Revised Rule	*Obj. Removed*	*12/18/97*
4 NCAC 19L .0404 - Grant Category Allocation	*RRC Objection*	*11/20/97*
Agency Revised Rule	*Obj. Removed*	*12/18/97*
4 NCAC 19L .0505 - Selection Criteria	*RRC Objection*	*11/20/97*
Agency Revised Rule	*Obj. Removed*	*12/18/97*
4 NCAC 19L .0707 - Eligibility Requirements	*RRC Objection*	*11/20/97*
Agency Revised Rule	*Obj. Removed*	*12/18/97*
4 NCAC 19L .0708 - Selection Criteria	*RRC Objection*	*11/20/97*
Agency Revised Rule	*Obj. Removed*	*12/18/97*
4 NCAC 19L .0911 - Recordkeeping	*RRC Objection*	*11/20/97*
Agency Revised Rule	*Obj. Removed*	*12/18/97*
4 NCAC 19L .1009 - Housing Rehabilitation	*RRC Objection*	*11/20/97*
Agency Revised Rule	*Obj. Removed*	*12/18/97*
4 NCAC 19L .1011 - Lead-Based Paint	*RRC Objection*	*11/20/97*
Agency Revised Rule	*Obj. Removed*	*12/18/97*
4 NCAC 19L .1303 - Selection Criteria	*RRC Objection*	*11/20/97*
Agency Revised Rule	*Obj. Removed*	*12/18/97*
4 NCAC 19L .1703 - Selection Criteria	*RRC Objection*	*11/20/97*
Agency Revised Rule	*Obj. Removed*	*12/18/97*
4 NCAC 19L .1804 - Size of Loan Approvals	*RRC Objection*	*11/20/97*
Agency Revised Rule	*Obj. Removed*	*12/18/97*
4 NCAC 19L .1805 - Selection Criteria	*RRC Objection*	*11/20/97*
Agency Revised Rule	*Obj. Removed*	*12/18/97*

COMMUNITY COLLEGES

23 NCAC 1A .0001 - Definitions	*RRC Objection*	*01/15/98*
23 NCAC 2D .0301 - Operating Budget Requests: Distribution of Funds	*RRC Objection*	*01/15/98*
23 NCAC 2D .0327 - Reporting Student Membership Hours to the Department	*RRC Objection*	*01/15/98*

ENVIRONMENT, HEALTH, AND NATURAL RESOURCES

Coastal Resources Commission

15A NCAC 7H .1104 - General Conditions	*RRC Objection*	*11/20/97*
Agency Revised Rule	*RRC Objection*	*12/18/97*
Agency Revised Rule	*Obj. Removed*	*01/15/98*
15A NCAC 7H .1304 - General Conditions	*RRC Objection*	*11/20/97*
Agency Revised Rule	*RRC Objection*	*12/18/97*
Agency Revised Rule	*Obj. Removed*	*01/15/98*
15A NCAC 7H .1404 - General Conditions	*RRC Objection*	*11/20/97*
Agency Revised Rule	*RRC Objection*	*12/18/97*
Agency Revised Rule	*Obj. Removed*	*01/15/98*
15A NCAC 7H .1504 - General Conditions	*RRC Objection*	*11/20/97*
Agency Revised Rule	*RRC Objection*	*12/18/97*
Agency Revised Rule	*Obj. Removed*	*01/15/98*
15A NCAC 7H .1704 - General Conditions	*RRC Objection*	*11/20/97*
Agency Revised Rule	*RRC Objection*	*12/18/97*
Agency Revised Rule	*Obj. Removed*	*01/15/98*
15A NCAC 7H .1804 - General Conditions	*RRC Objection*	*11/20/97*
Agency Revised Rule	*RRC Objection*	*12/18/97*
Agency Revised Rule	*Obj. Removed*	*01/15/98*
15A NCAC 7H .1904 - General Conditions	*RRC Objection*	*11/20/97*
Agency Revised Rule	*RRC Objection*	*12/18/97*
Agency Revised Rule	*Obj. Removed*	*01/15/98*
15A NCAC 7H .2004 - General Conditions	*RRC Objection*	*11/20/97*
Agency Revised Rule	*RRC Objection*	*12/18/97*
Agency Revised Rule	*Obj. Removed*	*01/15/98*
15A NCAC 7H .2104 - General Conditions	*RRC Objection*	*11/20/97*
Agency Revised Rule	*RRC Objection*	*12/18/97*
Agency Revised Rule	*Obj. Removed*	*01/15/98*
15A NCAC 7M .0303 - Policy Statements	*RRC Objection*	*11/20/97*
Agency Revised Rule	*Obj. Removed*	*12/18/97*

Environmental Management

15A NCAC 2B .0232 - Neuse River Basin-Nut. Sen. Waters Mgmt. Strategy: Red.	*RRC Objection*	*01/15/98*
15A NCAC 2B .0233 - Neuse River Basin: Nut. Sen. Waters Mgmt. Strategy: Prot.	*RRC Objection*	*01/15/98*
15A NCAC 2B .0234 - Neuse River Basin-Nut. Sen. Waters Mgmt. Strategy: Waste Req.	*RRC Objection*	*01/15/98*
15A NCAC 2B .0235 - Neuse River Basin-Nut. Sen. Waters Mgmt. Strategy: Stormwater	*RRC Objection*	*01/15/98*
15A NCAC 2B .0238 - Neuse River Basin-Nut. Sen. Waters Mgmt. Strategy: Nitrogen	*RRC Objection*	*01/15/98*
15A NCAC 2B .0239 - Neuse River Basin: Nut. Sen. Waters Mgmt. Strategy: Mgmt.	*RRC Objection*	*01/15/98*
15A NCAC 2D .1005 - Measurement and Enforcement	*RRC Objection*	*01/15/98*
15A NCAC 2L .0115 - Risk-Based Assmnt/Corr Action/Petro Underground Strge Tanks	*RRC Objection*	*12/18/97*
No Response from Agency	*Obj. Cont'd*	*01/15/98*
15A NCAC 2N .0707 - Corrective Action Plan	*RRC Objection*	*12/18/97*
No Response from Agency	*Obj. Cont'd*	*01/15/98*

Health Services

15A NCAC 18A .2301 - Scope of Delegated Authority	*RRC Objection*	*01/15/98*
15A NCAC 18A .2302 - Eligibility for Delegation of Authority	*RRC Objection*	*01/15/98*
15A NCAC 18A .2303 - Delegation of Authority	*RRC Objection*	*01/15/98*
15A NCAC 18A .2304 - Subsequent Authorizations	*RRC Objection*	*01/15/98*
15A NCAC 18A .2306 - Continuing Education	*RRC Objection*	*01/15/98*
15A NCAC 18A .2308 - Denial; Suspension and Revocation	*RRC Objection*	*01/15/98*

15A NCAC 18A .2309 - Re-Authorization	*RRC Objection*	*01/15/98*
Marine Fisheries		
15A NCAC 31 .0117 - Fishery Resource Grant Program	*RRC Objection*	*01/15/98*
Soil and Water Conservation		
15A NCAC 6E .0104 - Best Management Practices Eligible for Cost Share Payments	*RRC Objection*	*10/16/97*
Agency Responded	*Obj. Cont'd*	*11/20/97*
Agency Revised Rule	*Obj. Removed*	*12/18/97*
15A NCAC 6E .0105 - Cost Share and Incentive Payments	*RRC Objection*	*10/16/97*
Agency Responded	*Obj. Cont'd*	*11/20/97*
Agency Revised Rule	*Obj. Removed*	*12/18/97*
Water Pollution Controls Systems		
15A NCAC 8F .0203 - Duties and Requirements of an Operator in Charge	*RRC Objection*	*09/18/97*
No Response from Agency	*Obj. Cont'd*	*10/16/97*
Agency Revised Rule	*RRC Objection*	*11/20/97*
Agency Revised Rule	*Obj. Removed*	*12/18/97*
HUMAN RESOURCES		
Departmental Rules		
10 NCAC 1B .0502 - Rate Setting Meth./Facilities/Serve St./cty. Special Assis. Res.	*RRC Objection*	*01/15/98*
Facility Services		
10 NCAC 3D .0915 - Ambulance Lettering: Markings: Symbols and Emblems	*RRC Objection*	*01/15/98*
10 NCAC 3D .0916 - General Ambulance Requirements	*RRC Objection*	*01/15/98*
10 NCAC 3D .0925 - Infectious Disease	*RRC Objection*	*01/15/98*
10 NCAC 3D .1202 - Criteria for Certified EMT Instructor	*RRC Objection*	*01/15/98*
10 NCAC 3D .1203 - Educational Programs	*RRC Objection*	*01/15/98*
10 NCAC 3D .1301 - Certification Requirements: Ambulance Attendant	*RRC Objection*	*01/15/98*
10 NCAC 3D .1302 - Certification Requirements: Emergency Medical Technician	*RRC Objection*	*01/15/98*
10 NCAC 3D .1401 - License, Permit/Cert. Denial, Suspension, Amend./Revocation	*RRC Objection*	*01/15/98*
10 NCAC 3D .1403 - Application Procedures, Required Forms	*RRC Objection*	*01/15/98*
10 NCAC 3R .3073 - Dem/Proj/Pediatric Nursing Care Need Deter. (Review Cat. G)	*RRC Objection*	*11/20/97*
Agency Revised Rule	*Obj. Removed*	*12/18/97*
10 NCAC 3R .3074 - Home Health Agcy Off. Need Determination (Review Cat. F)	*RRC Objection*	*11/20/97*
Agency Revised Rule	*Obj. Removed*	*12/18/97*
10 NCAC 3R .3081 - Policies for Inpatient Rehabilitation Services	*RRC Objection*	*11/20/97*
Agency Revised Rule	*Obj. Removed*	*12/18/97*
PUBLIC INSTRUCTION		
16 NCAC 6C .0307 - Certificate Renewal	*RRC Objection*	*10/16/97*
No Response from Agency	*Obj. Cont'd*	*11/20/97*
Agency Revised Rule	*Obj. Removed*	*12/18/97*
16 NCAC 6D .0103 - Graduation Requirements	*RRC Objection*	*10/16/97*
No Response from Agency	*Obj. Cont'd*	*11/20/97*
Agency Revised Rule	*Obj. Removed*	*12/18/97*
16 NCAC 6D .0301 - Testing Requirements and Opportunities	*RRC Objection*	*10/16/97*
No Response from Agency	*Obj. Cont'd*	*11/20/97*
Agency Revised Rule	*Obj. Removed*	*12/18/97*
16 NCAC 6G .0305 - End-of-Course Tests	*RRC Objection*	*10/16/97*
No Response from Agency	*Obj. Cont'd*	*11/20/97*
Agency Revised Rule	*Obj. Removed*	*12/18/97*
16 NCAC 6G .0306 - Testing Code of Ethics	*RRC Objection*	*10/16/97*
No Response from Agency	*Obj. Cont'd*	*11/20/97*
Agency Revised Rule	*Obj. Removed*	*12/18/97*

16 NCAC 6G .0307 - Assistance Teams	*RRC Objection*	*10/16/97*
No Response from Agency	*Obj. Cont'd*	*11/20/97*
Agency Revised Rule	*Obj. Removed*	*12/18/97*
16 NCAC 6G .0308 - Due Process Protections	*RRC Objection*	*10/16/97*
No Response from Agency	*Obj. Cont'd*	*11/20/97*
Agency Revised Rule	*Obj. Removed*	*12/18/97*

SPEECH AND LANGUAGE PATHOLOGISTS AND AUDIOLOGISTS

21 NCAC 64 .1002 - General Requirements	*RRC Objection*	*11/20/97*
No Response from Agency	*Obj. Cont'd*	*12/18/97*
Agency Revised Rule	*Obj. Removed*	*01/15/98*
21 NCAC 64 .1004 - Authorized Tasks of Speech-Language Pathology Assistants	*RRC Objection*	*11/20/97*
No Response from Agency	*Obj. Cont'd*	*12/18/97*
Agency Revised Rule	*Obj. Removed*	*01/15/98*

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	
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. 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	
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	
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 Commission v. James Martini	97 ABC 1036	Gray	12/31/97	
Momhammed H. Darwish & Hazeem M Eldara v. Alcoholic Bev Ctl Comm	97 ABC 1429	Smith	12/31/97	

AGENCY	CASE NUMBER	ALJ	DATE OF DECISION	PUBLISHED DECISION REGISTER CITATION
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	
Linda Atkinson v. Crime Victims Compensation Commission	97 CPS 1389	Becton	12/31/97	
ECONOMIC AND COMMUNITY DEVELOPMENT				
Leon McNair v. NC Industrial Commission	97 COM 1549	Gray	01/09/98	
ENVIRONMENT, HEALTH, 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	
Dowell Gray v. Department of Environment and Natural Resources and Onslow County Department of Health	97 EHR 0195*[27]	Gray	12/01/97	12:13 NCR 1222
Riggings Homeowners Assoc. Inc. v. Environment, Health, & Natural Res.	97 EHR 0263	Reilly	08/13/97	
John Ronald Taylor v. Environment, Health, & Natural Resources	97 EHR 0275	Reilly	06/09/97	
Rick Parker v. Pitt County Health Dept.,Mr. Ernie Nichols	97 EHR 0470	Phipps	07/01/97	
James R. Melvin v. Environment and Natural Resources	97 EHR 0682	Phipps	09/23/97	
Lee A. Riggs v. Craven County Health Department	97 EHR 0851	Becton	10/02/97	
Tommy Anthony Swangin v. Dept. of Environment & Natural Resources	97 EHR 0875	Smith	12/15/97	
Robert E. Cahoon v. Carteret County Health Department	97 EHR 0878	Becton	09/30/97	
John Martin v. Environment, Health, and Natural Resources	97 EHR 0993*[23]	Phipps	10/13/97	
John Martin v. Environment, Health, and Natural Resources	97 EHR 0994*[23]	Phipps	10/13/97	
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	
Joanne B. Huff v. Dept. of Environment and Natural Resources	97 EHR 1149	Reilly	12/30/97	
NC Waste Awareness & Reduction Network, Inc. v. EHNR and Carolina Solite Corporation and Oldover Corporation	97 EHR 1189	Becton	02/16/98	
Alphasine Cheryl Barfield v. EHNR, Div. Environmental Health	97 EHR 1221	Morrison	01/28/98	
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	
Coastal Management				
Glenn Sasser v. Division of Coastal Management	97 EHR 0763	Gray	12/31/97	
Environmental Management				
Craig King Farms v. EHNR, Environmental Management Commission	96 EHR 0609	Gray	01/14/98	
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	
Charles G. Smith v. EHNR, Division of Land Resources	96 EHR 0855	Gray	10/30/97	
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*[24]	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*[24]	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*[24]	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*[24]	Mann	02/05/98	

AGENCY	CASE NUMBER	ALJ	DATE OF DECISION	PUBLISHED DECISION REGISTER CITATION
Marine Fisheries				
William B. Tate v. Division of Marine Fisheries	96 EHR 1922	Becton	12/16/97	
John A. Trahan v. EHNR, Division of Marine Fisheries	97 EHR 0400	Chess	10/30/97	
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 0917*[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 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	
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RAYCO Utilities, Inc., Greystone Forrest WWTP v. EHNR, Water Quality	97 EHR 0412	Smith	10/29/97	
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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	
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Ruby Woodward v. Department of Human Resources	97 DHR 0552	Chess	02/02/98	12:17 NCR 1682
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James French v. Department of Transportation	97 OSP 1252	Smith	12/16/97	

AGENCY	CASE NUMBER	ALJ	DATE OF DECISION	PUBLISHED DECISION REGISTER CITATION
University of North Carolina				
Boyd S. Taylor v. NC Central University	94 OSP 0363	Chess	09/12/97	
Gregory Lapicki v. East Carolina University	94 OSP 1721	Reilly	02/11/98	
Diane Riggsbee-Raynor v. UNC at Chapel Hill	96 OSP 0326	Chess	06/04/97	12:01 NCR 39
Helen McIntyre v. UNC-TV University of North Carolina	96 OSP 0822	Gray	09/26/97	
Elaine P. Browne v. Winston-Salem State University	96 OSP 1007	Reilly	09/24/97	
Carol Glosson v. University of NC Hospitals at Chapel Hill	96 OSP 1015	Becton	10/08/97	
Theresa Rogers v. University of NC Hospitals at Chapel Hill	96 OSP 1065	Morrison	10/23/97	
Ann O. Meares v. NC State University	96 OSP 1870	Chess	09/22/97	
Jesse Daniels v. East Carolina University	97 OSP 0123	Morrison	01/13/98	
Darrell J. Hampton v. NC Central University	97 OSP 0155	Mann	08/11/97	
Clinton A. Browne v. NC A&T State University	97 OSP 0199	Phipps	09/18/97	
Kenneth L. Jarman v. East Carolina University	97 OSP 0249	Gray	09/26/97	
William A. Covington v. NC A & T State University	97 OSP 0686	Becton	08/29/97	
Beth W. Vinson v. Western Carolina University	97 OSP 0762	Phipps	10/10/97	
Viola Simmons v. UNC-Wilmington	97 OSP 0859	Gray	11/18/97	
Helen McIntyre v. UNC-TV University of North Carolina	97 OSP 0991	Gray	09/26/97	
Helen McIntyre v. UNC-TV University of North Carolina	97 OSP 1148	Gray	10/16/97	
E. Julius Carter v. UNC-Greensboro	97 OSP 1202	Phipps	11/05/97	
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	
Sharon McLawhorn v. East Carolina University	97 OSP 1560	Phipps	02/05/98	
SECRETARY OF STATE				
Greenway Capital Corp. & Stacey Lee Davis v. Securities Div. Sec'y/State	94 SOS 0097	Gray	10/28/97	
Teresa M. Coltrain v. Secretary of State	97 SOS 0499	Reilly	10/22/97	12:10 NCR 914
STATE TREASURER				
Shelby H. Underwood, et.al. v. Trustees Teachers/St. Emp Ret. Sys.	96 DST 0390	Reilly	08/05/97	
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
TRANSPORTATION				
Audrey W. Harris v. Transportation, Manson/Wheat Contr., & Wake Elec.	97 DOT 0566	Gray	07/28/96	
UNIVERSITY OF NORTH CAROLINA				
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STATE OF NORTH CAROLINA

COUNTY OF CHEROKEE

IN THE OFFICE OF
ADMINISTRATIVE HEARINGS
96 OSP 1157

MARGARET MARTIN ROBERTS, Petitioner, v. DEPARTMENT OF CORRECTION, Respondent.	)))))))))	RECOMMENDED DECISION

This matter was heard before the undersigned administrative law judge on June 4 and 5, 1997, in Asheville. The transcript was not completed until November 6, 1997. The parties filed their proposed recommended decisions on or about January 2, 1998.

Mark L. Killian appeared for Petitioner. J. Philip Allen appeared for Respondent. Petitioner presented nine witnesses and introduced Exhibits # 1 - 24. Respondent presented eleven witnesses and introduced Exhibits # 1, 4, 7 - 16, 18 - 24, and the last two pages of Exhibit # 29.

ISSUES

1. Did Respondent fail to promote Petitioner to the position of Chief Probation/Parole Officer for Cherokee, Clay and Graham Counties in 1996 because of her sex?

2. Did Respondent fail to promote Petitioner to the position of Chief Probation/Parole Officer for Cherokee, Clay and Graham Counties in 1996 because of her age?

3. Did Respondent fail to promote Petitioner to the position of Chief Probation/Parole Officer for Cherokee, Clay and Graham Counties in 1996 because of her political affiliation?

4. Did Respondent assign Petitioner to cover two additional counties in her job as an administrative Probation/Parole Officer in retaliation for protesting alleged violations?

FINDINGS OF FACT

1. Petitioner is a female who was born on January 21, 1940.

2. Petitioner received a bachelor's degree in clothing and textiles from Auburn University and later received teacher certifications and 18 credit hours towards a master's degree from Western Carolina University. Before being hired by Respondent, Petitioner worked in various teaching and teacher aide positions.

3. Petitioner was hired by Respondent on September 1, 1986, as a Probation/Parole Officer (PPO), working in Clay and Cherokee Counties under the supervision of Edwin Hendrix.

4. Prior to 1994, Petitioner was a field PPO and personally supervised probationers. In 1994, Petitioner laterally transferred to become the administrative PPO for the 30th Judicial District which includes Clay, Cherokee, Graham, Haywood, Jackson, Macon and Swain Counties. Thomas Lance was her supervisor. She did the data entry and paperwork to set up new cases for field PPOs. The District has 20-25 PPOs and three Chief PPOs.

5. Petitioner is a Republican.

6. Throughout the period from 1986 through 1994, Petitioner's job evaluations were consistently favorable, with many ratings of "Exceeding Expectations" and "Very Good."

7. In 1994, Petitioner applied for the position of Chief PPO for Cherokee, Clay and Graham Counties, which became open when Hendrix was promoted to 30th Judicial District Manager.

8. Five applicants, including Petitioner, were interviewed in 1994 for the open Chief PPO position. Four were Republicans and one was a Democrat. The Democrat, George Kraushaar, who had worked as a field PPO in Cherokee County since 1987, was selected. Petitioner had more seniority. All five applicants were rated as "acceptable" by the interview committee. The interview summaries noted that both Petitioner and Kraushaar had received ratings of "Very Good" on their last evaluations and were generally complimentary of both Petitioner's and Kraushaar's qualifications.

9. Kraushaar was not a forceful leader during his tenure as Chief PPO. In particular, he had trouble asserting his authority over Mark Stiles, Mike Gregory and Amy Mashburn, who were upset that he had been selected as Chief PPO instead of Petitioner. Charles White, Assistant Division Chief, stated that Kraushaar did not exercise control over the Office. Continuous political rumors interfered with the functioning of the Office.

10. In April 1995, and again in September 1995, Petitioner received "Very Good" performance ratings, with positive comments from Kraushaar and Lance, the two Chief PPOs in whose districts she worked as an administrative PPO. Each of those ratings was countersigned by Hendrix, as Judicial District Manager.

11. On September 18, 1995, Jason Shane Whitaker was placed on probation for five years by Superior Court Judge Preston Cornelius for eight counts of breaking and entering and eight counts of larceny. PPO John Carpenter was assigned as Whitaker's supervising officer.

12. In late 1995, Petitioner was asked by Whitaker's mother and by Whitaker's attorney to try to get Whitaker's probation terminated so that he could enter military service. Petitioner had helped Whitaker's other son, David, join the Jobs Corps and obtain employment. Whitaker's mother believed that Carpenter was not helping her son. In fact, Carpenter had a conflict of interest. Jason was dating Carpenter's daughter Mindy. Carpenter denied that there was any serious relationship. However, Petitioner's Exhibits #23 and 24 show Jason and Mindy in romantic poses. The undersigned asked Carpenter and other witnesses whether this was a conflict of interest. The answers were "no" and that things were done the "mountain way." One of Respondent's witnesses admitted that he supervised his niece. Nevertheless, the undersigned examined the Respondent's manual and read the following into the record: "Professional Relationship: It is the policy of the Division of Adult Probation and Parole for its employees to maintain a professional relationship with offenders anywhere in the criminal justice system. While friendly, open professional relationships are encouraged, it is against policy for employees to become personally involved or socially associate with offenders under supervision . . . " Mr. Carpenter was "personally involved" with Jason. The petitioner properly intervened in order to remedy the situation.

13. On January 8, 1996, Petitioner presented a proposed order to Superior Court Judge James U. Downs containing Petitioner's recommendation that Whitaker's probation be terminated. Judge Downs, relying on Petitioner's recommendation, signed the order.

14. Prior to the termination of Whitaker's probation, Petitioner spoke to Carpenter about helping to get Whitaker into the military.

15. Petitioner did not obtain the approval of Kraushaar to have Whitaker's probation terminated or to have the completion of his community service waived. It was not the practice at the time for PPOs to obtain his approval.

16. Carpenter learned that Whitaker's probation had been terminated when Carpenter happened to meet Whitaker and encouraged him to complete his community service. Whitaker replied that Petitioner had told him that he wasn't on probation anymore.

17. Petitioner gave Carpenter a copy of the termination papers on January 24, 1996. Carpenter did not question Petitioner about the termination. Petitioner had previously spoken to him about assisting Jason. Terminating probation early was done by all the PPOs.

18. Kraushaar testified that he became aware of the termination on January 24, 1996.

19. Kraushaar reported the termination to Hendrix who directed Kraushaar to get a written statement from Carpenter and to notify Petitioner's supervisor, Lance.

20. On January 25, 1996, Carpenter wrote out a statement about the matter and Kraushaar sent a memo to Lance describing the termination and recommending that "appropriate action be taken."

21. Hendrix reported the Whitaker incident to his superiors, Roger Haney and Charles White, the Chief and Assistant Chief, respectively, of the Fourth Judicial Division. Haney reported it to Theodis Beck and Paul Gross, the Director and Business Officer, respectively, of the Division of Adult Probation and Parole.

22. On January 26, 1996, Petitioner filed an application for the position of Chief PPO for Cherokee, Clay and Graham Counties, to replace Kraushaar, who was stepping down to become an Intensive PPO. Petitioner was qualified for the position. Although Petitioner did not announce in advance that she would apply for the position, it was commonly known by both Democrats and Republicans that she would apply for the position. In fact, the activity by Kraushaar, Hendrix, Carpenter, Lance, Hendrix, Haney, and White before and after the filing of her application was influenced by the fact that the Petitioner, a Republican, with experience and performance ratings of "Very Good and "Exceeding Expectations" was going to and had applied for the Chief PPO position. Hendrix and White, Democrats, sat on the interview committee for the Chief PPO position. Petitioner received a poor rating from the committee. Hendrix once stated that the Petitioner "had sued the State and she would never get another promotion." Hendrix knew the Petitioner was a Republican and considered her to be an "activist."

23. On January 30, 1997, Lance summoned Petitioner to his office in Bryson City. She was met there by Lance, Hendrix, and Becky Warner, a stenographer, who took notes of the meeting. Lance and Hendrix presented Petitioner with a memo regarding the Whitaker incident, had her sign an internal investigation form, and gave her a list of 25 questions about the Whitaker incident to answer in writing. She complied.

24. Immediately after the January 30 meeting, Lance and Warner followed Petitioner to her office in Hayesville and directed her to hand over to them her 1994 and 1995 closed files to be audited. This was the first time such an audit had been performed. Charles Neal wrote White on March 5, 1996, that "the audit of (Petitioner's) cases showed these files to be in good shape with recent case reviews. Any problems or deficiencies (and there were very few) could be attributed to recent review and the file not being in the officer's possession." Petitioner's Exhibit #17.

25. On February 12, 1996, Lance issued to Petitioner a written warning, which stated that the termination of Whitaker's probation without the knowledge of his probation officer and without the prior approval of Petitioner's supervisor violated Division policy and constituted unacceptable job performance. Lance also issued to Petitioner a "coaching" performance review, in which she was instructed to follow established policy and procedure in staffing cases with the Chief PPO. The actions taken by the Respondent from January 24, 1996, through February 12, 1996, were undertaken to discredit the Petitioner as an applicant for the Chief PPO position. The extensive evidence of an open rift and ill-feelings between the Democrats and Republicans in the operation of the Probation and Parole Office support this finding. The petitioner also received a "Below Good" and "Unsatisfactory" rating for the first time. Further evidence of the politicizing of the Office and the Respondent's political affiliation discrimination against the Petitioner is contained in Respondent's Exhibit #11 named "1996 Interview Package for: Margaret Roberts." The Exhibit contains her first "Below Average" rating given by White and Hendrix, her application for the Chief PPO position and among other things "a smoking gun" - i.e. a copy of a newspaper article concerning a breakfast hosted by the Cherokee and Clay County Republican Party Organization for Gubernatorial Candidate Robin Hayes. The article states that: "Cherokee County GOP chairwoman Curtis Dockery and Clay County chairwoman Margaret Roberts arranged the breakfast held Jan. 27. . . . (T)hey said that they would welcome both (Hayes and Vinroot) to visit the area before the primary and would then pull out all the stops to support the winner in the race against Gov. Jim Hunt." With this reminder in the Petitioner's personnel file, the interview committee pulled out all the stops to insure that the Petitioner, a Republican, would not be selected for the Chief PPO position.

26. On February 13, 1996, Petitioner and five other applicants were interviewed by White and Hendrix for the position of Chief PPO for Cherokee, Clay and Graham Counties.

27. Of the six applicants, the interviewers rated Bobby Cagle and Dawn Wilde as Above Average, Nick Guthrie as Average, and Margaret Roberts, Mike Gregory and Nadine Vehe as Below Average.

28. Bobby Cagle is a Democrat.

29. The interview committee noted that Petitioner had received a written warning (for intervening to assist in the Jason Whitaker matter), stated that she lacked a good understanding of the role of a Chief PPO (even though there was evidence showing that she was qualified for the position), and concluded that she should not be considered for the position (knowing that she had

arranged a breakfast for Republican Hayes).

30. Bobby Cagle is a male who was born on February 1, 1967.

31. Cagle received a bachelor's degree in political science and sociology from the University of North Carolina at Chapel Hill and, at the time of his application, had completed 32 credit hours towards a master's degree in social work from UNC-CH. Before being hired by Respondent, he was a social worker in Graham County. Cagle was so confident that he would occupy the position, he informed others of the fact after only the position was posted. Cagle expected to receive the promotion because he helped Krauzer and Hendrix receive their positions.

32. From 1991 to 1994, Cagle was a PPO based in Graham County. In 1994, Cagle was promoted to an intensive PPO, covering Graham County and part of Cherokee County. While serving as an intensive PPO, Cagle was a student intern for one year at the Smoky Mountain Counseling Center, working in the area of substance abuse treatment and the coordination of services between the Division of Adult Probation and Parole and substance abuse treatment programs. In addition, Cagle served on the boards of numerous Graham County civic groups and non-profit organizations dealing with social service and criminal justice issues.

33. The interview committee, with Hendrix and White, found Cagle to be extremely knowledgeable about the role of a Chief PPO, noted his extensive community involvement and his understanding of how the various social service agencies interface with each other, and recommended him as its first choice for the position.

34. Respondent's manual states: "Release from Probation prior to the expiration date will be considered a termination. The Court may at any time during the period of probation terminate probation upon its own motion, upon the motion of the Officer (with the approval of the Unit Supervisor), or upon the conclusion of mandatory review of probation pursuant to G.S. 15A-1342(d)." The manual further provides that it is an officer's responsibility to "[d]iscuss the case with the Unit Supervisor for approval of early termination." The Republican witnesses testified that PPOs were never instructed that the Chief PPO's approval was required when a probation was terminated early. The Democrats disagreed. The evidence suggests that the "mountain way" not the manual was followed.

35. Cagle was selected for the position of Chief PPO for Cherokee, Clay and Graham Counties.

CONCLUSIONS OF LAW

1. The Respondent did not intentionally discriminate against Petitioner on account of her sex when it failed to promote Petitioner.

2. The Respondent did not intentionally discriminate against Petitioner on account of her age when it failed to promote Petitioner.

3. The Respondent did not retaliate against Petitioner.

4. The Respondent did intentionally discriminate against Petitioner on account of her political affiliation when it failed to promote Petitioner. The Petitioner made a prima facie case, the Respondent offered legitimate nondiscriminatory reasons for selecting Cagle, but the evidence, in particular, of the politicizing of the office, the fabricating of false charges against Petitioner concerning the Whitaker matter, and the inclusion of material concerning Petitioner's political activities in her personnel file established that the offered reasons were simply a pretext to perpetuate political affiliation discrimination according to the "mountain way."

RECOMMENDED DECISION

It is recommended that Petitioner receive back pay and front pay until she is placed in a position of a Chief PPO. It is also recommended that Petitioner be awarded reasonable attorney fees.

NOTICE

The State Personnel Commission is the agency that will make the final decision in this contested case. It is required to

give each party an opportunity to file exceptions to this recommended decision and to present written arguments. The agency will serve a copy of the final decision on all parties, the attorneys of record, and the Office of Administrative Hearings.

This the 26th day of January, 1998.

Robert Roosevelt Reilly, Jr.
Administrative Law Judge

STATE OF NORTH CAROLINA

COUNTY OF FORSYTH

IN THE OFFICE OF
ADMINISTRATIVE HEARINGS
97 DHR 0552

RUBY WOODWARD, Petitioner, v. NORTH CAROLINA DEPARTMENT OF HUMAN RESOURCES Respondent.	)	RECOMMENDED DECISION

This contested case was heard by Administrative Law Judge, Sammie Chess, Jr. On November 24, 1997, in High Point, North Carolina. This proceeding is an appeal from the decision of Respondent to deny the Petitioner's family foster home license application.

APPEARANCES

FOR PETITIONER: Ruby Woodward, appearing *pro se*

FOR RESPONDENT: Jane Rankin Thompson
Assistant Attorney General
N.C. Department of Justice
310 E. Third Street, Suite 200
Winston Salem, NC 27101

ISSUE

Whether the Respondent properly denied Petitioner's application for a family foster home license.

FINDINGS OF FACT

1. The Petitioner, Ruby Woodward, was approved by the Forsyth County Department of Social Services (DSS) to adopt three children whose mother has a terminal illness. Forsyth County DSS also wanted Ms. Woodward to be licensed as a foster parent prior to the final decree of adoption.

2. As the final foster parent application papers were being prepared, the Forsyth County DSS licensing worker became aware that Ms. Woodward was 72 years old. The worker had known Ms. Woodward for nine years in various community roles but was not aware of her age.

3. The Respondent has promulgated an administrative rule, 10 N.C.A.C. 41F .0702 which allows the granting of new foster home licenses only to persons from 21 to 65 years of age. However, 10 N.C.A.C. 41A.0007, allows the Respondent to waive this age restriction upon a "showing that another way of meeting a rule maintains the health, safety, and well-being of individuals being served at or above the level required by the rule".

4. Forsyth County DSS requested a waiver of the age requirement, which waiver was denied by the Respondent.

5. Respondent has granted waivers of the age requirement up to age 68 on a case by case basis.

6. Above age 68 no case specific analysis is undertaken and all waiver requests for new foster home licenses are denied.

7. Sherry Foster, foster home licensing consultant for the Respondent, testified that foster parenting is a very demanding job, involving children who almost always have special needs and behavior problems, and that to begin this job after age 65 presents many potential difficulties for the foster parent and the children.

8. Older citizens are encouraged to become involved with foster children in other volunteer capacities, rather than as a full-time caregiver.

9. Some waivers above age 65 have been granted, but the respondent believes age 68 is an appropriate cut off date after which not to grant waivers for the age requirement for general foster home licenses.

10. With regard to Ms. Woodward's specific situation, the Respondent is concerned that the issuance of a general foster home license would result in the placement of foster children in her home who may then well need to be moved when the three young children Ms. Woodward will adopt come to live with her.

11. Respondent believed that children in foster care need one stable foster home placement.

12. Respondent also believed that Ms. Woodward's uncertain situation with regard to when the three adoptive children will come to live with her full-time is not conducive to stability for other foster children.

13. The Respondent would grant a waiver for Petitioner to become a foster parent for the three children she will adopt.

14. This would be for the time period between their full-time placement in Petitioner's home and the granting of the final adoption decree.

15. Brigitte Lindsay, foster home licensing worker for Forsyth County DSS, testified that the present position of Forsyth County DSS is to only to request a foster home licensing waiver for the three children Ms. Woodward will adopt when their mother dies.

16. Petitioner desires to have a general foster home license to enable her to care for children other than the three she will adopt.

17. For 41 years she was employed as a registered pediatric nurse.

18. She is in good health and takes no medication.

19. She has raised two daughters and helped raise her six grandchildren.

20. She is active with youth in her church and her community.

21. She has served as a volunteer mentor, with the Winston Salem SCAN program, to seven or eight families whose children were at risk of abuse or neglect.

22. She believes that her age is not an impediment to her providing good care to foster children in her home.

23. The court has had the opportunity to observe the Petitioner on two different occasions, which were a month or more apart.

24. Petitioner is a vibrant lady who exudes a lot of stamina.

25. Petitioner is very much involved in many community activities and organizations.

26. Petitioner is a trained professional who obviously loved her work as a Registered Pediatric Nurse and wants to continue by being a mentor and nurturer for children who need care.

27. The court will take judicial notice of the fact that there is a glut of children in need of such loving care and attention.

28. It is better to know her kind of love, if, maybe, only for a little while, than not to have known it at all. The children are bound to be the richer when considering the totality of the circumstances.

29. Respondent did not consider anything about Petitioner, but her age. The contention being that her age automatically disqualified her.

30. From the Court's observation, Petitioner gets around as well if not better than a lot of 50 year olds.

31. The Forsyth County social worker who deals with Petitioner directly and who had observed Petitioner and knows her vigor and stamina recommended a waiver of the age requirement. She had not done that in any other case. She was very surprised to learn that Petitioner was 72 years old.

32. An interview with Petitioner would have given Respondent some basis for an opinion.

33. Respondent admits that Petitioner is an extraordinary person for her age.

CONCLUSIONS OF LAW

1. Respondent did not consider Petitioner's extraordinary good health or find any facts upon which to base its denial of Petitioner's application.

2. Cases like Petitioner's are the basis for the waiver rule cited in Administrative Rule, 10 N.C.A.C. 41A .0007.

3. In that Respondent did not interview Petitioner in order to have a rational basis for its refusal to grant Petitioner's application, Respondent's action was arbitrary, capricious, and erroneous.

RECOMMENDED DECISION

It is recommended that Respondent's decision to deny Petitioner's application for a general license to operate as a family foster home be **REVERSED** by the final agency decision-maker. It is further recommended that the age requirement be waived and Petitioner's family foster home license application be APPROVED.

NOTICE

The agency making the final decision in the contested case is required to give each party an opportunity to file exceptions to this recommended decision and to present written arguments to those in the agency who will make the final decision. G.S. 150B-36 (a).

The agency is required by G.S. 150B-36 (b) to serve a copy of the final decision on all parties and to furnish a copy to the parties' attorney of record and to the Office of Administrative Hearings, Post Office Drawer 27447, Raleigh, North Carolina 27611-7447.

The agency that will make the final decision in this contested case is the North Carolina Department of Human Resources.

This the 2nd day of February 1998.

_____
Sammie Chess, Jr.
Administrative Law Judge

STATE OF NORTH CAROLINA

COUNTY OF WAKE

IN THE OFFICE OF
ADMINISTRATIVE HEARINGS
97 OSP 0594

DEBORAH R. DIXON Petitioner, v. NORTH CAROLINA DEPARTMENT OF CORRECTIONS Respondent.	)	RECOMMENDED DECISION

This matter came on for hearing on December 17, 1997 before Administrative Law Judge Dolores O. Smith, in Raleigh, North Carolina.

APPEARANCES

Petitioner: Janet I Pueschel
Attorney at Law
P.O. 2725
Raleigh, North Carolina 27602-2725
Attorney for Petitioner

Respondent: Neil Dalton
Assistant Attorney General
N.C. Department of Justice
P.O. Box 629
Raleigh, North Carolina 27602-0629
Attorney for Respondent

ISSUE

Did Respondent have just cause to terminate Petitioner?

STATUTES AND RULES IN ISSUE

N. C. Gen. Stat. 126-35

Based upon careful consideration of the testimony and evidence presented at the hearing, the documents and exhibits received into evidence, and the entire record in this proceeding, the undersigned makes the following:

FINDINGS OF FACT

1. Petitioner was a Correctional Officer at the Johnston Correctional Center (Johnston Correctional) from May 10, 1995, up to the time of her discharge on February 24, 1997.

2. Petitioner was a permanent State employee subject to the provisions of the State Personnel Act.

3. On August 20, 1996, Captain Q. Royal received information from a confidential informant who said that there would be problems with an inmate named Timothy Richardson. Richardson had recently been transferred back to Johnston Correctional from Scotland Correctional Center (Scotland Correctional) where he had been sent to be placed in disciplinary segregation.

4. The informant told Captain Royal that there would be trouble because Inmate Richardson and one of the female Correctional Officers at Johnston Correctional were in love with each other.

5. The informant also told Captain Royal that the female had been bringing contraband to Richardson and had bought him a pair of tennis shoes when he was at Scotland Correctional.

6. The informant identified the Correctional Officer as Deborah Dixon, the Petitioner in this matter.

7. Captain Royal told Superintendent G. L. Woodard what he had learned and Superintendent Woodard called for an internal investigation.

8. Captain Royal checked Timothy Richardson's field jacket at Scotland Correctional and discovered that on May 13, 1996, he had completed an approved visitor's list which had as the first name on the list, "D. R. Dixon". The relationship on that form was listed as "friend."

9. Captain Royal discovered that the Visitors' Log for Sunday, June 2, 1996 showed that Deborah Dixon had visited Timothy Richardson. She had listed her relationship as "friend."

10. The Visitors Log also showed that on Sunday, June 23, 1996, Deborah Dixon had again visited Richardson and listed her relationship as "friend."

11. The Visitors Log for Sunday, July 14th, showed that Ms. Dixon had again visited Richardson.

12. On August 15, 1996, the Visitors Log showed that Ms. Dixon again visited Richardson and on this occasion she listed her relationship as "cousin."

13. The Department of Corrections, Division of Prisons Policy provides that a Correctional Officer who finds that he or she has a relationship with an inmate must report that relationship to his or her supervisors within 48 hours.

14. In Appendix C of the Department of Corrections Disciplinary Policy and Procedures, under examples of Personal Misconduct, Example 20 states:

> Failure to report known or possible undue familiarity of an employee with inmates ...

15. Petitioner had not reported her relationship with the inmate nor had she reported any of the four visits.

16. Petitioner was out sick at the time this matter was reported to Captain Royal, but she learned that the Superintendent was looking in to her relationship with Richardson and she went in to talk with him.

17. Ms. Dixon told Superintendent Woodard that she had learned that Richardson was related to her during the time he was at Johnston Correctional.

18. Petitioner told the Superintendent that she was interested in researching the genealogy of her family and when she learned that the inmate may be related to her she was anxious to pursue the matter to learn more of her family's roots.

19. She testified, but it is not found as fact, that she knew that she could not communicate with Richardson while he was at Johnston but when she later learned that Richardson had been sent to Scotland Correctional, she believed she could visit him with impunity.

20. Ms. Dixon testified at the hearing, but it is not found as fact, that she asked a sergeant if it would be all right to visit an inmate at another institution and the sergeant said that it was all right.

21. Ms. Dixon never told this to anyone prior to this hearing.

22. Timothy Richardson was interviewed and stated that he believed he was related to Officer Dixon through his mother's family. He testified that he first met her at a family reunion held in Rocky Mount a few years ago. When he was asked to write his statement down he said that he would not write anything against his people.

23. Superintendent Woodard asked Petitioner to provide information to substantiate the relationship she believed existed between her family and Richardson's.

24. Petitioner did not do this.

25. Superintendent Woodard sent a memo to Petitioner again requesting that she provide that information before October 28, 1996.

26. Petitioner then provided Superintendent Woodard with nine names and eight addresses and phone numbers of people who Petitioner alleged were related to both of them.

27. Captain Royal tried to reach those people but was unable to reach any of the people on the list.

28. On October 31st, Captain Royal spoke with Petitioner and told her that they had been unable to track down any of the names on her list. He asked her for additional information as to how he might reach those people and Petitioner said the only one on the list that she actually knew was Richardson's grandmother and she did not know how to contact her.

29. Petitioner testified that the names and numbers had been in her possession for several months.

30. Petitioner also testified that, up to the time she gave the names to Superintendent Woodard, she had not attempted to track those people down.

31. Petitioner testified that Richardson's sister had come to Johnston County to visit him and had learned that he had been transferred. Petitioner stated that Richardson's sister told her that Richardson had been transferred.

32. At her deposition, however, Petitioner said that Priscilla Rhodes, a cousin, had told her that Richardson had been transferred.

33. Also, at the deposition, Petitioner stated that she learned of the existence of Priscilla Rhodes when she first visited Richardson and he talked about Priscilla Rhodes.

34. Superintendent Woodard was unable to determine whether or not Petitioner was telling the truth about her genealogical research. However, since the policy requires that any relationship with an inmate be reported to Administration within 48 hours and Petitioner had not done this, he determined that a discipline should be issued.

35. Superintendent Woodard determined that he would issue Petitioner a written warning which he wrote and sent to Area Administrator Robert Parrott in accordance with DOP policy.

36. DOP policy provides that dismissals must be approved by DOP administration in Raleigh. DOP policy provides that written warnings are not sent to Raleigh but are sent to the Area Administrator for review and approval.

37. Area Administrator Parrott gave permission for the written warning.

38. The written warning was issued on December 5, 1996 for personal misconduct for failure to report involvement with an inmate.

39. Previously on August 30, 1995, Petitioner had received an oral warning for undue familiarity. That warning involved an inmate drawing a picture of the Petitioner and giving it to her. The Petitioner then gave the inmate money to buy himself something at the canteen.

40. Boyd Bennett is the Manager of the Geographic Command which includes Johnston County. Although he does not review all written warnings, he happened to review this one.

41. On December 16, 1996, Mr. Bennett wrote to Frank Gunter, Assistant Director of Operations. In that letter Mr. Bennett stated that he had reviewed a disciplinary package which had come in from Johnston County. It indicated that a written warning had been issued for a correctional officer who had visited an inmate on four occasions. Mr. Bennett stated his concern that this discipline was inappropriate and that other Correctional Officers had been fired for the same activity. Mr. Bennett requested that Mr. Gunter look into the matter.

42. Mr. Gunter requested that Bonnie Boyette the DOP Personnel Officer investigate.

43. Ms. Boyette determined that the level of discipline was inconsistent with previous disciplines and that it was usual procedure to dismiss in incidents such as this.

44. Mr. Bennett then discussed the case with Area Administrator Parrott. Mr. Parrott informed Mr. Bennett that he had approved the discipline of a written warning because the Superintendent had indicated that the Petitioner had been a good employee and because he did not know that other Correctional Officers had been fired for this type of offense.

45. Mr. Bennett told Mr. Parrott that the written warning will be rescinded. He further told Mr. Parrott that the written warning must be changed to a termination.

46. On December 31, 1996, Mr. Parrott wrote to Superintendent Woodard, directing him to proceed with the dismissal of Correctional Officer Dixon.

47. Superintendent Woodard testified that he had never previously issued a warning for a visiting situation and didn't know that the standard procedure was dismissal.

48. On January 10, 1997, Superintendent Woodard wrote to Ms. Dixon informing her that there would be a Predismissal Conference held on Tuesday, January 14, 1997. Ms. Dixon requested an extension and the conference was rescheduled for January 21st.

49. On January 21, 1997, the conference was held and Superintendent Woodard issued a letter recommending dismissal.

50. On February 24, 1997, the Department of Corrections approved the recommendation for dismissal and the Petitioner's employment was in fact terminated for personal misconduct.

Based upon the above Findings of Fact, the undersigned determines the following:

CONCLUSIONS OF LAW

1. N. C. Gen. Stat. 126-35 provides that no career State employee may be discharged except for just cause. A just cause dismissal may be for job performance or personal conduct.

The Respondent's personnel policy states that an employee must report any visit to an inmate and a relationship with an inmate within 48 hours and classifies a Correctional Officer's undue familiarity and failure to report familiarity as a personal conduct violation.

Petitioner visited the inmate on four occasions and did not report any of those visits.

Respondent had just cause to discipline the Petitioner.

2. The Respondent's policy provides that terminations at a county institution must be approved by DOP in Raleigh. Written warnings are to be approved by the Area Administrator only.

In accordance with policy, the Superintendent routed the written warning to the Area Administrator. Since neither the Superintendent nor the Area Administrator was aware that historically the DOC dismissed for undue familiarity or failure to report familiarity with an inmate, the written warning was approved, sent back to the Superintendent and was issued.

When this disciplinary package was reviewed, the Administration realized the error. They attempted to correct it by rescinding the written warning and sending the matter back to the Superintendent to proceed with a termination.

Both parties agree that there is no rule or policy which addresses the rescision of a grievance.

It is self-evident that discipline may be changed in the course of a grievance procedure. That change may be made either because of reconsideration at the various steps in a grievance procedure, or because of new evidence which comes to light in the course of that procedure, or it may be changed as a result of a settlement.

However, in this instance the decision to rescind the duly-issued warning was made by administrators who reviewed the package not in the course of a grievance procedure.

An agency is obligated to follow its own rules and procedures. Respondent followed its own procedure when the Superintendent sought and obtained the appropriate approval for a written warning and then issued that warning. Respondent, however, did not follow its own procedure when it rescinded the warning which had been appropriately issued.

If an agency has delegated the authority to issue written warnings but still wishes to retain the authority to change a duly issued warning upon a late review, it should attempt to provide a rule or written policy stating that disciplines can be changed for a listed number of reasons and within a set amount of time. Without such a written policy or rule, a State employee is at the mercy of changes even if that employee may have corrected their behavior.

3. The Respondent had no authority to rescind the written warning. Therefore, the Respondent did not have just cause for the Predismissal Conference or the dismissal.

4. 25 NCAC 1J .0608(b) provides that dismissals for unacceptable personal conduct require that a Predismissal Conference be held between the employee and the person recommending dismissal.

5. 25 NCAC 1J .0613(4) provides that the purpose of the Predismissal Conference shall be to review the recommendation for dismissal with the affected employee and to listen to and to consider any information put forth by the employee.

6. 25 NCAC 1J .0613(4)(f) provides that following the conference management shall review and consider the response of the employee and reach a decision on the proposed recommendation.

7. The directive to the Superintendent to proceed with a Predismissal Conference and termination therefore, was not made by him but had been previously made by his supervisors.

8. 25 NCAC 1B .0431 provides that reinstatement may be ordered only upon a finding of lack of substantive just cause or discrimination.

9. Since the written warning was in effect, and there is no provision for recision, the Respondent did not have just cause to dismiss Petitioner.

10. 25 NCAC 1B .0421 provides that the Personnel Commission may award full or partial back pay.

11. Rule 25 NCAC 1B .0414 provides that attorneys fees may be awarded where a grievant is reinstated.

RECOMMENDATION

That the Respondent reinstate Petitioner, and award her back pay and reasonable attorney's fees.

ORDER

It is hereby ordered that the agency serve a copy of the Final Decision on the Office of Administrative Hearings, P.O. Drawer 27747, Raleigh, N.C. 27611-7447, in accordance with North General Statute 150B-36(b).

NOTICE

The agency making the Final Decision in this contested case is required to give each party an opportunity to file exceptions to this recommended decision and to present written arguments to those in the agency who will make the final decision. G.S. 150B-36(a).

The agency is required by G.S. 150B-36(b) to serve a copy of the final decision on all parties and to furnish a copy to the parties' attorney on record and to the Office of Administrative Hearings.

The agency that will make the final decision in this contested case is the North Carolina Office of State Personnel.

This the 29th day, of January, 1998.

Dolores O. Smith
Administrative Law Judge

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	Auctioneers	4
4	Commerce	Barber Examiners	6
5	Correction	Certified Public Accountant Examiners	8
6	Council of State	Chiropractic Examiners	10
7	Cultural Resources	General Contractors	12
8	Elections	Cosmetic Art Examiners	14
9	Governor	Dental Examiners	16
10	Human Resources	Dietetics/Nutrition	17
11	Insurance	Electrical Contractors	18
12	Justice	Electrolysis	19
13	Labor	Foresters	20
14A	Crime Control & Public Safety	Geologists	21
15A	Environment, Health, and Natural	Hearing Aid Dealers and Fitters	22
	Resources	Landscape Architects	26
16	Public Education	Landscape Contractors	28
17	Revenue	Marital and Family Therapy	31
18	Secretary of State	Medical Examiners	32
19A	Transportation	Midwifery Joint Committee	33
20	Treasurer	Mortuary Science	34
*21	Occupational Licensing Boards	Nursing	36
22	Administrative Procedures	Nursing Home Administrators	37
23	Community Colleges	Occupational Therapists	38
24	Independent Agencies	Opticians	40
25	State Personnel	Optometry	42
26	Administrative Hearings	Osteopathic Examination & Reg. (Repealed)	44
27	NC State Bar	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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					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.

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

Civil Rights Division

26 NCAC 04 .0101	12:12 NCR 1071	12:16 NCR 1508	*					
26 NCAC 04 .0201	12:12 NCR 1071	12:16 NCR 1508	*					
26 NCAC 04 .0202	12:12 NCR 1071	12:16 NCR 1508	*					

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26 NCAC 04 .0203		12.12 NCR 1071	12.16 NCR 1508	*						
26 NCAC 04 .0204		12.12 NCR 1071	12:16 NCR 1508	*						
Hearings Division										
26 NCAC 03 .0122	12.08 NCR 621		12:13 NCR 1172	S						
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	
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	05/15/97				
					Approve	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	

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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	*						
2 NCAC 34 .0302	12:09 NCR 743		12:14 NCR 1234	*						
2 NCAC 34 .0303	12:09 NCR 743		12:14 NCR 1234	*						
2 NCAC 34 .0306	12:09 NCR 743		12:14 NCR 1234	*						
2 NCAC 34 .0308	12:09 NCR 743		12:14 NCR 1234	*						
2 NCAC 34 .0309	12:09 NCR 743		12:14 NCR 1234	S/L						Addendum 12:15 NCR 1419
2 NCAC 34 .0312	12:09 NCR 743		12:14 NCR 1234	*						
2 NCAC 34 .0313	12:09 NCR 743		12:14 NCR 1234	S/L						Addendum 12:15 NCR 1419
2 NCAC 34 .0323	12:09 NCR 743		12:14 NCR 1234	*						
2 NCAC 34 .0325	12:09 NCR 743		12:14 NCR 1234	*						
2 NCAC 34 .0328	12:09 NCR 743		12:14 NCR 1234	*						
2 NCAC 34 .0401	12:09 NCR 743		12:14 NCR 1234	*						
2 NCAC 34 .0402	12:09 NCR 743		12:14 NCR 1234	*						
2 NCAC 34 .0403	12:09 NCR 743		12:14 NCR 1234	*						
2 NCAC 34 .0404	12:09 NCR 743		12:14 NCR 1234	*						
2 NCAC 34 .0406	12:09 NCR 743		12:14 NCR 1234	*						
2 NCAC 34 .0501	12:09 NCR 743		12:14 NCR 1234	*						
2 NCAC 34 .0502	12:09 NCR 743		12:14 NCR 1234	*						
2 NCAC 34 .0503		11:21 NCR 1651	12:06 NCR 455	*						
2 NCAC 34 .0503	12:09 NCR 743		12:14 NCR 1234	*						

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2 NCAC 34 .0504	12:09 NCR 743		12:14 NCR 1234	*						
2 NCAC 34 .0505	12:09 NCR 743		12:14 NCR 1234	*						
2 NCAC 34 .0506	12:09 NCR 743		12:14 NCR 1234	*						
2 NCAC 34 .0507	12:09 NCR 743		12:14 NCR 1234	*						
2 NCAC 34 .0508	12:09 NCR 743		12:14 NCR 1234	*						
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	*						
2 NCAC 34 .0604		11:21 NCR 1651	12:06 NCR 455	*						
2 NCAC 34 .0604	12:09 NCR 743		12:14 NCR 1234	*						
2 NCAC 34 .0605		11:21 NCR 1651	12:06 NCR 455	*						
2 NCAC 34 .0605	12:09 NCR 743		12:14 NCR 1234	*						
2 NCAC 34 .0701	12:09 NCR 743		12:14 NCR 1234	*						
2 NCAC 34 .0702	12:09 NCR 743									
2 NCAC 34 .0703	12:09 NCR 743		12:14 NCR 1234	*						
2 NCAC 34 .0803	12:09 NCR 743		12:14 NCR 1234	*						
2 NCAC 34 .0902	12:09 NCR 743		12:14 NCR 1234	*						
2 NCAC 34 .0904	12:09 NCR 743		12:14 NCR 1234	*						
2 NCAC 34 .1101	12:09 NCR 743		12:14 NCR 1234	*						
ARCHITECTURE, BOARD OF										
21 NCAC 02 .0208	12:04 NCR 244									
21 NCAC 02 .0210	12:04 NCR 244									
21 NCAC 02 .0213	12:04 NCR 244		12:09 NCR 795	*						
21 NCAC 02 .0901	12:04 NCR 244		12:09 NCR 795	S/L/SE						
21 NCAC 02 .0902	12:04 NCR 244		12:09 NCR 795	S/L/SE						
21 NCAC 02 .0903	12:04 NCR 244		12:09 NCR 795	S/L/SE						
21 NCAC 02 .0904	12:04 NCR 244		12:09 NCR 795	S/L/SE						
21 NCAC 02 .0905	12:04 NCR 244		12:09 NCR 795	S/L/SE						
21 NCAC 02 .0906	12:04 NCR 244		12:09 NCR 795	S/L/SE						
21 NCAC 02 .0907	12:04 NCR 244		12:09 NCR 795	S/L/SE						

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21 NCAC 02 .0908	12:04 NCR 244		12:09 NCR 795	S/L/SE						
21 NCAC 02 .0909	12:04 NCR 244		12:09 NCR 795	S/L/SE						
21 NCAC 02 .0910	12:04 NCR 244		12:09 NCR 795	S/L/SE						
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										
21 NCAC 08A .0301	12:08 NCR 619		12:13 NCR 1138	*						
21 NCAC 08A .0309	12:08 NCR 619		12:13 NCR 1138	*						
21 NCAC 08F .0103	12:08 NCR 619		12:13 NCR 1138	*						
21 NCAC 08F .0105	12:08 NCR 619		12:13 NCR 1138	*						
21 NCAC 08F .0302	12:08 NCR 619		12:13 NCR 1138	*						
21 NCAC 08F .0304	12:08 NCR 619		12:13 NCR 1138	*						
21 NCAC 08F .0401	12:08 NCR 619		12:13 NCR 1138	*						
21 NCAC 08F .0410	12:08 NCR 619		12:13 NCR 1138	*						
21 NCAC 08G .0404	12:08 NCR 619		12:13 NCR 1138	*						
21 NCAC 08G .0406	12:08 NCR 619		12:13 NCR 1138	*						
21 NCAC 08I1 .0001	12:08 NCR 619		12:13 NCR 1138	*						
21 NCAC 08I .0004	12:08 NCR 619		12:13 NCR 1138	*						
21 NCAC 08I .0005	12:08 NCR 619		12:13 NCR 1138	*						
21 NCAC 08J .0001	12:08 NCR 619		12:13 NCR 1138	*						
21 NCAC 08J .0005	12:08 NCR 619		12:13 NCR 1138	*						
21 NCAC 08J .0006	12:08 NCR 619		12:13 NCR 1138	*						
21 NCAC 08J .0008	12:08 NCR 619		12:13 NCR 1138	*						
21 NCAC 08J .0010	12:08 NCR 619		12:13 NCR 1138	*						
21 NCAC 08K .0301	12:08 NCR 619		12:13 NCR 1138	*						
21 NCAC 08M .0101	12:08 NCR 619		12:13 NCR 1138	*						
21 NCAC 08M .0102	12:08 NCR 619		12:13 NCR 1138	*						
21 NCAC 08M .0201	12:08 NCR 619		12:13 NCR 1138	*						
21 NCAC 08M .0204	12:08 NCR 619		12:13 NCR 1138	*						

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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									
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	

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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	
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	

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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	
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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4 NCAC 13E .0901	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97			12:03 NCR 213	
4 NCAC 13E .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**				
23 NCAC 02C .0108	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98				
23 NCAC 02C .0202	11:18 NCR 1369		12:09 NCR 802	*	Approve	01/15/98				
23 NCAC 02C .0207	11:18 NCR 1369		12:09 NCR 802	*	Approve	01/15/98				
23 NCAC 02C .0305	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98				
23 NCAC 02C .0604	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98				
23 NCAC 02C .0701	11:18 NCR 1369		12:09 NCR 802	*	Approve	01/15/98				
23 NCAC 02D .0103	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98				
23 NCAC 02D .0201	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98	*			
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	*			
23 NCAC 02D .0203	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98	*			
23 NCAC 02D .0301	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	**Object**	**01/15/98**				
23 NCAC 02D .0323	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98				
23 NCAC 02D .0324	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98				
23 NCAC 02D .0327	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	**Object**	**01/15/98**				
23 NCAC 02E .0101	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98				
23 NCAC 02E .0102	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98				
23 NCAC 02E .0201	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98				
23 NCAC 02E .0203	10:24 NCR 3058		11:09 NCR 585	*	Object Approve	01/16/97 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				
23 NCAC 02E .0204	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98				
23 NCAC 02E .0205	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98	*			
23 NCAC 02E .0501	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98				

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23 NCAC 02E .0604	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	01/15/98				
COSMETIC ART EXAMINERS										
21 NCAC 14A .0101	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14B .0605	12:06 NCR 925		12:11 NCR 925	*						
21 NCAC 14G .0103	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14G .0107	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14G .0113	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14H .0105	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14H .0113	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14H .0118	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14H .0119	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14I .0104	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14I .0105	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14I .0107	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14I .0109	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14I .0401	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14J .0102	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14J .0103	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14J .0104	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14J .0105	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14J .0202	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14J .0204	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14J .0205	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14J .0206	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14J .0303	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14J .0306	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14J .0307	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14J .0401	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14J .0402	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14J .0403	12:06 NCR 453		12:11 NCR 925	*						

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21 NCAC 14J .0404	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14J .0501	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14K .0101	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14K .0103	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14L .0101	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14L .0105	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14L .0108	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14L .0214	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14N .0102	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14N .0103	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14N .0104	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14N .0105	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14N .0107	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14N .0108	12:06 NCR 453		12:11 NCR 925	*						
21 NCAC 14N .0113	12:06 NCR 453		12:11 NCR 925	*						
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						
7 NCAC 04R .0910	12:06 NCR 444	12:13 NCR 1174	12:13 NCR 1174	S						
7 NCAC 04R .0911	12:06 NCR 444	12:13 NCR 1174	12:13 NCR 1174	S						
7 NCAC 04R .0912	12:06 NCR 444	12:13 NCR 1174	12:13 NCR 1174	S						
7 NCAC 04R .0913	12:06 NCR 444	12:13 NCR 1174	12:13 NCR 1174	S						
7 NCAC 04R .0914	12:06 NCR 444	12:13 NCR 1174	12:13 NCR 1174	S						
7 NCAC 04R .0915	12:06 NCR 444	12:13 NCR 1174	12:13 NCR 1174	S						
USS North Carolina Battleship Commission										
7 NCAC 05 .0203		11:19 NCR 1436 Temp Expired								

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		12:16 NCR 1511	12:16 NCR 1511	S/L						
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									
21 NCAC 16V .0101	10:16 NCR 2043		11:20 NCR 1556	*						Notice Subject Matter
21 NCAC 16V .0102	10:16 NCR 2043		11:20 NCR 1556	*						Notice Subject Matter
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	*						
15A NCAC 01J .0402	12:08 NCR 614	12:09 NCR 833	12:14 NCR 1266	*						
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							

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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								
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								

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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						
Coastal Resources Commission										
15A NCAC 07	11:04 NCR 183									
15A NCAC 07H .0106	11:19 NCR 1408		11:27 NCR 2058	*	State Budget Extend Review	12/18/97 01/15/98				
15A NCAC 07H .0201	11:22 NCR 1704		11:27 NCR 2058	*	State Budget Extend Review	12/18/97 01/15/98				
15A NCAC 07H .0202	11:22 NCR 1704		11:27 NCR 2058	*	State Budget Extend Review	12/18/97 01/15/98				
15A NCAC 07H .0203	11:22 NCR 1704		agency withdrew							
15A NCAC 07H .0204	11:22 NCR 1704		11:27 NCR 2058	*	State Budget Extend Budget	12/18/97 01/15/98				
15A NCAC 07H .0205	11:22 NCR 1704		11:27 NCR 2058	*	State Budget Extend Review	12/18/97 01/15/98				

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15A NCAC 07H .0206	11:22 NCR 1704		11:27 NCR 2058	*	State Budget	12/18/97				
					Extend Review	01/15/98				
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				
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 .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 .0308	12:16 NCR 1489									
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									
15A NCAC 07H .1104	11:04 NCR 183		11:11 NCR 907	*	Object	11/20/97				
					Object	12/18/97				
					Approve	01/15/98	*			
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 .1304	11:04 NCR 183		11:11 NCR 907	*	Object	11/20/97				
					Object	12/18/97				
					Approve	01/15/98	*			
15A NCAC 07H .1404	11:04 NCR 183		11:11 NCR 907	*	Object	11/20/97				
					Object	12/18/97				
					Approve	01/15/98	*			
15A NCAC 07H .1504	11:04 NCR 183		11:11 NCR 907	*	Object	11/20/97				
					Object	12/18/97				
					Approve	01/15/98	*			
15A NCAC 07H .1600	11:15 NCR 1200									
15A NCAC 07H .1601	11:15 NCR 1200		11:27 NCR 2071	*						
15A NCAC 07H .1604	11:15 NCR 1200		11:27 NCR 2071	*						

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15A NCAC 07H .1605	11:15 NCR 1200		11:27 NCR 2071	*						
15A NCAC 07H .1704	11:04 NCR 183		11:11 NCR 907	*	Object	11/20/97				
					Object	12/18/97				
					Approve	01/15/98	*			
15A NCAC 07H .1705	12:16 NCR 1489									
15A NCAC 07H .1804	11:04 NCR 183		11:11 NCR 907	*	Object	11/20/97				
					Object	12/18/97				
					Approve	01/15/98	*			
15A NCAC 07H .1904	11:04 NCR 183		11:11 NCR 907	*	Object	11/20/97				
					Object	12/18/97				
					Approve	01/15/98	*			
15A NCAC 07H .2004	11:04 NCR 183		11:11 NCR 907	*	Object	11/20/97				
					Object	12/18/97				
					Approve	01/15/98	*			
15A NCAC 07H .2104	11:04 NCR 183		11:11 NCR 907	*	Object	11/20/97				
					Object	12/18/97				
					Approve	01/15/98	*			
15A NCAC 07K .0203	11:04 NCR 183		11:11 NCR 907	*	Approve	08/21/97	*		12:07 NCR 561	
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	*			
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				
15A NCAC 07M .1202	11:19 NCR 1408		11:27 NCR 2058	*	State Budget	12/18/97				
					Extend Review	01/15/98				

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					Action	Date				
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	*			
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	*						
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 11:14 NCR 1136 12:06 NCR 462	L S/L/SE	**Object**	**01/15/98**				
15A NCAC 02B .0233	11:02 NCR 75	12:02 NCR 77 12:14 NCR 1348	11:10 NCR 824 11:14 NCR 1136 12:06 NCR 462	L L S/L/SE	**Object**	**01/15/98**				
15A NCAC 02B .0234	11:02 NCR 75	12:14 NCR 1348	11:10 NCR 824 11:14 NCR 1136 12:06 NCR 462	* S/L/SE	**Object**	**01/15/98**				
15A NCAC 02B .0235	11:02 NCR 75		11:10 NCR 824 11:14 NCR 1136 12:06 NCR 462	* S/L/SE	**Object**	**01/15/98**				
15A NCAC 02B .0236	11:02 NCR 75		11:10 NCR 824 11:14 NCR 1136 12:06 NCR 462	L S/L/SE	Approve	01/15/98	*			
15A NCAC 02B .0238	11:02 NCR 75		12:06 NCR 462	S/L/SE	**Object**	**01/15/98**				
15A NCAC 02B .0239	11:02 NCR 75		12:06 NCR 462	S/L/SE	**Object**	**01/15/98**				
15A NCAC 02B .0240	11:02 NCR 75		12:06 NCR 462	S/L/SE	Approve	01/15/98	*			
15A NCAC 02B .0303	10:18 NCR 2400		11:12 NCR 973	*						
15A NCAC 02B .0304	11:24 NCR 1818		12:01 NCR 6	*	Approve	01/15/98	*			

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15A NCAC 02B .0304	11:26 NCR 1976 11:26 NCR 1984		12:01 NCR 6	S						
15A NCAC 02B .0305	11:20 NCR 1534		12:05 NCR 414	*						
15A NCAC 02B .0306	11:26 NCR 1976 11:26 NCR 1984		12:01 NCR 6	*	Approve	01/15/98	*			Extend Com. Period 12:13 NCR 1095
15A NCAC 02B .0307	11:26 NCR 1976 11:26 NCR 1984		12:01 NCR 6	*	Approve	01/15/98	*			
15A NCAC 02B .0308	11:20 NCR 1534		11:28 NCR 2121	*						
15A NCAC 02B .0308	11:26 NCR 1976 11:26 NCR 1984		12:01 NCR 6	*	Approve	01/15/98	*			Extend Com. Period 12:13 NCR 1095
15A NCAC 02B .0308	12:12 NCR 993									
15A NCAC 02B .0308	12:14 NCR 1233									
15A NCAC 02B .0308	12:16 NCR 1489									
15A NCAC 02B .0309	11:26 NCR 1976 11:26 NCR 1984		12:01 NCR 6	*	Approve	01/15/98	*			
15A NCAC 02B .0311	11:26 NCR 1976 11:26 NCR 1984		12:01 NCR 6	*	Approve	01/15/98	*			
15A NCAC 02B .0311	12:10 NCR 865									
15A NCAC 02B .0313	11:24 NCR 1818		12:05 NCR 416	*						
15A NCAC 02B .0313	11:26 NCR 1976 11:26 NCR 1984		12:01 NCR 6	*						Extend Com. Period 12:13 NCR 1095
15A NCAC 02B .0313	12:10 NCR 865									
15A NCAC 02B .0315	11:24 NCR 1818		12:07 NCR 515	L						
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	*			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	*			
15A NCAC 02D .0101	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98				
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				

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15A NCAC 02D .0105	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98				
15A NCAC 02D .0108	11:15 NCR 1200									
15A NCAC 02D .0202	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98				
15A NCAC 02D .0302	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98	*			
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	11:15 NCR 1200									
15A NCAC 02D .0501	11:04 NCR 183									
15A NCAC 02D .0506	10:18 NCR 2318		12:10 NCR 867	*						
15A NCAC 02D .0507	10:18 NCR 2318		12:10 NCR 867	*						
15A NCAC 02D .0508	10.18 NCR 2318		12.10 NCR 867	*						
15A NCAC 02D .0509	10:18 NCR 2318		12:10 NCR 867	*						
15A NCAC 02D .0510	10:18 NCR 2318		12:10 NCR 867	*						
15A NCAC 02D .0511	10:18 NCR 2318		12:10 NCR 867	*						
15A NCAC 02D .0513	10:18 NCR 2318		12:10 NCR 867	*						
15A NCAC 02D .0514	10:18 NCR 2318		12:10 NCR 867	*						
15A NCAC 02D .0515	10:18 NCR 2318		12:10 NCR 867	*						
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	*						
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				
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	*						
15A NCAC 02D .0540	10:18 NCR 2318		12:10 NCR 867	*						
15A NCAC 02D .0601	10:18 NCR 2318									
15A NCAC 02D .0602	10:18 NCR 2318									

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15A NCAC 02D .0604	10:18 NCR 2318									
15A NCAC 02D .0605	10:18 NCR 2318									
15A NCAC 02D .0606	10:18 NCR 2318									
15A NCAC 02D .0607	10:18 NCR 2318									
15A NCAC 02D .0608	10:18 NCR 2318									
15A NCAC 02D .0610	11:15 NCR 1200									
15A NCAC 02D .0611	11:15 NCR 1200									
15A NCAC 02D .0612	11:15 NCR 1200									
15A NCAC 02D .0613	11:15 NCR 1200									
15A NCAC 02D .0614	11:15 NCR 1200									
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	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	*						
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	*						
15A NCAC 02D .0927	10:24 NCR 3045		12.10 NCR 867	*						
15A NCAC 02D .0934	11:19 NCR 1408									
15A NCAC 02D .0938	12:02 NCR 52		12:10 NCR 867	*						
15A NCAC 02D .0948	11:19 NCR 1408									

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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									
15A NCAC 02D .0953	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98	*			
15A NCAC 02D .0953	11:26 NCR 1976		12:10 NCR 867	*						
15A NCAC 02D .0954	11:15 NCR 1200									
15A NCAC 02D .1005	11:15 NCR 1200		12:04 NCR 270	*	**Object**	**01/15/98**				
15A NCAC 02D .1100	11:08 NCR 442									
15A NCAC 02D .1102	11:08 NCR 442		12:08 NCR 650	SE						
15A NCAC 02D .1103	11:08 NCR 442		12:08 NCR 650	SE						
15A NCAC 02D .1104	11:08 NCR 442		12:08 NCR 650	SE						
15A NCAC 02D .1104	12:02 NCR 52	12:02 NCR 77								
15A NCAC 02D .1105	11:15 NCR 1200									
15A NCAC 02D .1106	11:08 NCR 442		12:08 NCR 650	SE						
15A NCAC 02D .1106	11:26 NCR 1976									
15A NCAC 02D .1107	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98				
15A NCAC 02D .1109	10:18 NCR 2317		12:08 NCR 650	*						
15A NCAC 02D .1112	10:18 NCR 2317		12:08 NCR 650	*						
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	*						
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				
15A NCAC 02D .1204	10:18 NCR 2318									
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	

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15A NCAC 02D .1205	10:18 NCR 2317		12:08 NCR 650	*						
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				
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				
15A NCAC 02D .1404	11:15 NCR 1200									
15A NCAC 02D .1500	11:19 NCR 1408									
15A NCAC 02D .1503	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98				
15A NCAC 02D .1603	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98				
15A NCAC 02D .1701	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98				
15A NCAC 02D .1702	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98				
15A NCAC 02D .1703	11:15 NCR 1200		12:04 NCR 270	L	Approve	01/15/98				
15A NCAC 02D .1704	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98				
15A NCAC 02D .1705	11:15 NCR 1200		12:04 NCR 270	L	Approve	01/15/98				
15A NCAC 02D .1706	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98				
15A NCAC 02D .1707	11:15 NCR 1200		12:04 NCR 270	L	Approve	01/15/98				
15A NCAC 02D .1708	11:15 NCR 1200		12:04 NCR 270	L	Approve	01/15/98	*			
15A NCAC 02D .1709	11:15 NCR 1200		12:04 NCR 270	L	Approve	01/15/98	*			
15A NCAC 02D .1710	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98				
15A NCAC 02D .1700	12:02 NCR 52									
15A NCAC 02D .1902	11:19 NCR 1408		12:04 NCR 270	*	Approve	01/15/98	*			
15A NCAC 02D .1903	11:19 NCR 1408		12:04 NCR 270	*	Approve	01/15/98				
15A NCAC 02D .1903	12:16 NCR 1482									
15A NCAC 02D .1904	12:16 NCR 1482									
15A NCAC 02D .2200	11:26 NCR 1976									
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 .0610	10:18 NCR 2317		12:08 NCR 650	*						

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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 12:08 NCR 713	11:21 NCR 1639	*	Approve	12/18/97	*		12:17 NCR 1620	
15A NCAC 02L .0115	11:15 NCR 1200 11:15 NCR 1204	12:08 NCR 713	11:21 NCR 1639	L	**Object**	**12/18/97**				
15A NCAC 02L .0202	10:20 NCR 2591									
15A NCAC 02N 15A NCAC 02N	11:15 NCR 1200 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**				
15A NCAC 02P 15A NCAC 02P .0402	11:15 NCR 1200 11:15 NCR 1204	10:19 NCR 2512 12:08 NCR 713	11:21 NCR 1639	*	Approve	12/18/97			12:17 NCR 1620	
15A NCAC 02Q .0101	10:18 NCR 2317		12:08 NCR 650	*						
15A NCAC 02Q .0102	10:18 NCR 2317		12:08 NCR 650	*						
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									
15A NCAC 02Q .0103	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98				
15A NCAC 02Q .0103	12:16 NCR 1482									
15A NCAC 02Q .0107	12:16 NCR 1482									
15A NCAC 02Q .0108	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98				
15A NCAC 02Q .0201	12:02 NCR 52		12:10 NCR 867	*						
15A NCAC 02Q .0207	11:19 NCR 1408		12:04 NCR 270	*	Approve	01/15/98				
15A NCAC 02Q .0300	11:26 NCR 1976									

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15A NCAC 02Q .0301	10:18 NCR 2317		12:08 NCR 650	*						
15A NCAC 02Q .0302	10:18 NCR 2317		12:08 NCR 650	*						
15A NCAC 02Q .0306	10:18 NCR 2317		12:08 NCR 650	*						
15A NCAC 02Q .0307	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98				
15A NCAC 02Q .0312	10:18 NCR 2317		12:08 NCR 650	*						
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 .0501	10:18 NCR 2317		12:08 NCR 650	*						
15A NCAC 02Q .0521	11:15 NCR 1200		12:04 NCR 270	*	Approve	01/15/98				
15A NCAC 02Q .0525	10:24 NCR 3045		11:16 NCR 1271	*	Approve	04/17/97			11:29 NCR 2211	
15A NCAC 02Q .0527	10:18 NCR 2317		12:08 NCR 650	*						
15A NCAC 02Q .0527	10:24 NCR 3045		11:16 NCR 1271	*	Approve	04/17/97			11:29 NCR 2211	
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						
15A NCAC 02Q .0702	11:08 NCR 442		12:08 NCR 650	SE						
15A NCAC 02Q .0703	11:08 NCR 442		12:08 NCR 650	SE						
15A NCAC 02Q .0704	11:08 NCR 442		12:08 NCR 650	SE						
15A NCAC 02Q .0705	11:08 NCR 442		12:08 NCR 650	SE						
15A NCAC 02Q .0706	11:08 NCR 442		12:08 NCR 650	SE						
15A NCAC 02Q .0707	11:08 NCR 442		12:08 NCR 650	SE						
15A NCAC 02Q .0708	11:08 NCR 442		12:08 NCR 650	SE						
15A NCAC 02Q .0709	11:08 NCR 442		12:08 NCR 650	SE						
15A NCAC 02Q .0710	11:08 NCR 442		12:08 NCR 650	SE						
15A NCAC 02Q .0711	11:08 NCR 442		12:08 NCR 650	SE						
15A NCAC 02Q .0712	11:08 NCR 442		12:08 NCR 650	SE						
15A NCAC 02Q .0713	11:08 NCR 442		12:08 NCR 650	SE						
15A NCAC 02Q .0801	12:02 NCR 52									
15A NCAC 02Q .0803	12:02 NCR 52									

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					Action	Date				
15A NCAC 02Q .0805	10:18 NCR 2317		12:04 NCR 270	S	Approve	01/15/98				
15A NCAC 02Q .0806	10:24 NCR 3045		12:04 NCR 270	S	Approve	01/15/98				
15A NCAC 02Q .0807	10:24 NCR 3045		12:04 NCR 270	*	Approve	01/15/98				
15A NCAC 02Q .0808	12:16 NCR 1482									
15A NCAC 02R .0101	12:02 NCR 52		12:14 NCR 1267	*						
15A NCAC 02R .0102	12:02 NCR 52		12:14 NCR 1267	*						
15A NCAC 02R .0201	12:02 NCR 52		12:14 NCR 1267	*						
15A NCAC 02R .0202	12:02 NCR 52		12:14 NCR 1267	S						
15A NCAC 02R .0203	12:02 NCR 52		12:14 NCR 1267	S						
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	*						
15A NCAC 02R .0302	12:02 NCR 52		12:14 NCR 1267	S						
15A NCAC 02R .0401	12:02 NCR 52		12:14 NCR 1267	S						
15A NCAC 02R .0402	12:02 NCR 52		12:14 NCR 1267	S						
15A NCAC 02R .0403	12:02 NCR 52		12:14 NCR 1267	S						
15A NCAC 02R .0501	12:02 NCR 52		12:14 NCR 1267	S						
15A NCAC 02R .0501		11:27 NCR 2075	12:08 NCR 650 12:14 NCR 1267	S *						
15A NCAC 02R .0502		11:27 NCR 2075	12:08 NCR 650 12:14 NCR 1267	* *						
15A NCAC 02R .0503		11:27 NCR 2075	12:08 NCR 650 12:14 NCR 1267	* *						
15A NCAC 02R .0504		11:27 NCR 2075	12:08 NCR 650 12:14 NCR 1267	* *						
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	

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15A NCAC 13A .0109	12:07 NCR 509									
15A NCAC 13A .0110	12:07 NCR 509									
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									
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 .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 18A	11:04 NCR 183									
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	

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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 .1720	12:16 NCR 1482									
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	
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**				
15A NCAC 18A .2302	12:03 NCR 168		12:07 NCR 519	*	Ext. Review	12/18/97				
					Object	**01/15/98**				
15A NCAC 18A .2303	12:03 NCR 168		12:07 NCR 519	*	Ext. Review	12/18/97				
					Object	**01/15/98**				
15A NCAC 18A .2304	12:03 NCR 168		12:07 NCR 519	*	Ext. Review	12/18/97				
					Object	**01/15/98**				
15A NCAC 18A .2305	12:03 NCR 168		12:07 NCR 519	*	Ext. Review	12/18/97				
					Approve	01/15/98	*			
15A NCAC 18A .2306	12:03 NCR 168		12:07 NCR 519	*	Ext. Review	12/18/97				
					Object	**01/15/98**				
15A NCAC 18A .2307	12:03 NCR 168		12:07 NCR 519	*	Ext. Review	12/18/97				
					Approve	01/15/98				
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				
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									

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15A NCAC 18A .2526	12:08 NCR 614									
15A NCAC 18A .2528	12:08 NCR 614									
15A NCAC 18A .2530	12:08 NCR 614									
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	*			
15A NCAC 18A .2602	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98				
15A NCAC 18A .2603	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*			
15A NCAC 18A .2604	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*			
15A NCAC 18A .2605	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98				
15A NCAC 18A .2606	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*			
15A NCAC 18A .2607	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*			
15A NCAC 18A .2608	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*			
15A NCAC 18A .2609	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*			
15A NCAC 18A .2610	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*			
15A NCAC 18A .2612	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*			
15A NCAC 18A .2612		12:14 NCR 1352								
15A NCAC 18A .2613	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98				
15A NCAC 18A .2614	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98				
15A NCAC 18A .2615	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98				
15A NCAC 18A .2616	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98				
15A NCAC 18A .2617	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*			
15A NCAC 18A .2618	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*			
15A NCAC 18A .2620	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98				
15A NCAC 18A .2621	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*			

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15A NCAC 18A .2622	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98				
15A NCAC 18A .2623	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*			
15A NCAC 18A .2624	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98				
15A NCAC 18A .2626	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98				
15A NCAC 18A .2627	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*			
15A NCAC 18A .2628	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*			
15A NCAC 18A .2630	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98				
15A NCAC 18A .2632	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*			
15A NCAC 18A .2633	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*			
15A NCAC 18A .2638	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*			
15A NCAC 18A .2643	12:04 NCR 240		12:08 NCR 696	*	Approve	01/15/98	*			
15A NCAC 18A .2801	12:16 NCR 1482									
15A NCAC 18A .2802	12:16 NCR 1482									
15A NCAC 18A .2803	12:16 NCR 1482									
15A NCAC 18A .2804	12:16 NCR 1482									
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									
15A NCAC 18A .2811	12:16 NCR 1482									
15A NCAC 18A .2812	12:16 NCR 1482									
15A NCAC 18A .2813	12:16 NCR 1482									
15A NCAC 18A .2814	12:16 NCR 1482									
15A NCAC 18A .2815	12:16 NCR 1482									
15A NCAC 18A .2816	12:16 NCR 1482									
15A NCAC 18A .2817	12:16 NCR 1482									
15A NCAC 18A .2818	12:16 NCR 1482									
15A NCAC 18A .2819	12:16 NCR 1482									

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15A NCAC 18A .2820	12:16 NCR 1482									
15A NCAC 18A .2821	12:16 NCR 1482									
15A NCAC 18A .2822	12:16 NCR 1482									
15A NCAC 18A .2823	12:16 NCR 1482									
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									
15A NCAC 18A .2828	12:16 NCR 1482									
15A NCAC 18A .2829	12:16 NCR 1482									
15A NCAC 18A .2830	12:16 NCR 1482									
15A NCAC 18A .2831	12:16 NCR 1482									
15A NCAC 18A .2832	12:16 NCR 1482									
15A NCAC 18A .2833	12:16 NCR 1482									
15A NCAC 18A .2834	12:16 NCR 1482									
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								
15A NCAC 18A .3102	12:11 NCR 920	12:12 NCR 1064								
15A NCAC 18A .3103	12:11 NCR 920	12:12 NCR 1064								
15A NCAC 18A .3104	12:11 NCR 920	12:12 NCR 1064								
15A NCAC 18A .3105	12:11 NCR 920	12:12 NCR 1064								
15A NCAC 18A .3106	12:11 NCR 920	12:12 NCR 1064								
15A NCAC 18A .3107	12:11 NCR 920	12:12 NCR 1064								
15A NCAC 18A .3108	12:11 NCR 920	12:12 NCR 1064								
15A NCAC 18A .3109	12:11 NCR 920	12:12 NCR 1064								
15A NCAC 18A .3110	12:11 NCR 920	12:12 NCR 1064								
15A NCAC 18A .3111	12:11 NCR 920	12:12 NCR 1064								
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								

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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						
15A NCAC 19C .0802	12:10 NCR 866	12:01 NCR 31	12:14 NCR 1272	S						
15A NCAC 19C .0803	12:10 NCR 866	12:01 NCR 31	12:14 NCR 1272	S						
15A NCAC 19C .0804	12:10 NCR 866		12:14 NCR 1272	S						
15A NCAC 19C .0805	12:10 NCR 866		12:14 NCR 1272	S						
15A NCAC 19C .0806	12:10 NCR 866		12:14 NCR 1272	S						
15A NCAC 19C .0807	12:10 NCR 866		12:14 NCR 1272	S						
15A NCAC 19C .0808	12:10 NCR 866		12:14 NCR 1272	S						
15A NCAC 19C .0809	12:10 NCR 866		12:14 NCR 1272	S						
15A NCAC 21I .0101		11:07 NCR 422	11:20 NCR 1552	*	Approve	04/17/97	*		11:29 NCR 2211	
15A NCAC 21J .0101		11:07 NCR 422	11:20 NCR 1552	*	Approve	04/17/97	*		11:29 NCR 2211	
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 26C .0001	11:19 NCR 1408									
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									
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				
15A NCAC 03I .0117	11:26 NCR 1976	11:26 NCR 2000	12:05 NCR 418	*	**Object**	**01/15/98**				

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15A NCAC 03J .0103	11:26 NCR 1976		12:05 NCR 418	*	Approve	01/15/98				
15A NCAC 03J .0104	11:26 NCR 1976		12:05 NCR 418	*	Approve	01/15/98				
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 12:12 NCR 1002	* *						
15A NCAC 03J .0208	11:26 NCR 1976		12:05 NCR 418	*	Approve	01/15/98				
15A NCAC 03J .0301	11:26 NCR 1976		12:05 NCR 418	*	Approve	01/15/98				
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	*			
15A NCAC 03M .0506		11:18 NCR 1383	11:26 NCR 1988	*	Approve	08/21/97	*		12:07 NCR 561	
15A NCAC 03M .0506	11:26 NCR 1976		12:05 NCR 418	*	Approve	01/15/98				
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	*						
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	*			
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									

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					Action	Date				
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									
15A NCAC 12K .0101	12:02 NCR 52		12:12 NCR 1046	*						
15A NCAC 12K .0103	12:02 NCR 52		12:12 NCR 1046	*						
15A NCAC 12K .0104	12:02 NCR 52		12:12 NCR 1046	*						
15A NCAC 12K .0105	12:02 NCR 52		12:12 NCR 1046	S						
15A NCAC 12K .0106	12:02 NCR 52		12:12 NCR 1046	*						
15A NCAC 12K .0107	12:02 NCR 52		12:12 NCR 1046	*						
15A NCAC 12K .0108	12:02 NCR 52		12:12 NCR 1046	*						
15A NCAC 12K .0109	12:02 NCR 52		12:12 NCR 1046	*						
15A NCAC 12K .0110	12:02 NCR 52		12:12 NCR 1046	*						
15A NCAC 12K .0111	12:02 NCR 52		12:12 NCR 1046	*						
Radiation Protection										
15A NCAC 11 .0104	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0117	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0301	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0339	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98	*			
15A NCAC 11 .0340	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0353	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0358	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0401	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0402	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0403	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				

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15A NCAC 11 .0404	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0405	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0406	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0407	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0408	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0409	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0410	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0411	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0412	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0413	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0414	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0415	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0416	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0417	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0418	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0419	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0420	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0421	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0422	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0423	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0424	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0425	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0426	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0427	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .0428	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .1100	12:04 NCR 240									
15A NCAC 11 .1400	12:04 NCR 240									
15A NCAC 11 .1601	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .1603	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98	*			
15A NCAC 11 .1611	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				

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					Action	Date				
15A NCAC 11 .1620	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
15A NCAC 11 .1647	12:04 NCR 240		12:09 NCR 749	*	Approve	01/15/98				
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 .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	
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	

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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	*						
15A NCAC 18D .0201	10:18 NCR 2317		12:11 NCR 922	S/L						
15A NCAC 18D .0307	10:18 NCR 2317		12:11 NCR 922	*						
15A NCAC 18D .0308	10:18 NCR 2317		12:11 NCR 922	S/L						
15A NCAC 18D .0309	10:18 NCR 2317		12:11 NCR 922	*						
15A NCAC 18D .0405	10:18 NCR 2317		12:11 NCR 922	*						
15A NCAC 18D .0701	10:18 NCR 2317		12:11 NCR 922	*						
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	*						
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	*						
15A NCAC 10B .0203	12:06 NCR 445		12:12 NCR 1004	*						
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	*						
15A NCAC 10B .0216	12:06 NCR 445		12:12 NCR 1004	*						
15A NCAC 10B .0300	12:06 NCR 445									
15A NCAC 10B .0400	12:06 NCR 445									
15A NCAC 10C .0101	12:06 NCR 445									

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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	*						
15A NCAC 10C .0205	12:06 NCR 445		12:12 NCR 1004	*						
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	*						
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	*						
15A NCAC 10C .0305	12:06 NCR 445		12:12 NCR 1004	*						
15A NCAC 10C .0401	11:02 NCR 76	Agency Withdrew Rule-making								
15A NCAC 10C .0401	11:07 NCR 408	Agency Withdrew Rule-making								
15A NCAC 10C .0401	12:06 NCR 445		12:12 NCR 1004	*						
15A NCAC 10C .0402	12:06 NCR 445		12:12 NCR 1004	*						
15A NCAC 10C .0404	12:06 NCR 445		12:12 NCR 1004	*						
15A NCAC 10C .0407	12:06 NCR 445		12:12 NCR 1004	*						
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	*						
15A NCAC 10D .0003	12:06 NCR 445		12:12 NCR 1004	*						

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					Action	Date				
15A NCAC 10D .0004	12:06 NCR 445		12:12 NCR 1004	*						
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	*						
15A NCAC 10F .0103	12:06 NCR 445		12:12 NCR 1004	*						
15A NCAC 10F .0104	12:06 NCR 445		12:12 NCR 1004	*						
15A NCAC 10F .0105	12:06 NCR 445		12:12 NCR 1004	*						
15A NCAC 10F .0109	12:06 NCR 445		12:12 NCR 1004	*						
15A NCAC 10F .0300	11:01 NCR 13	Agency Withdrew Rule-making								
15A NCAC 10F .0302	11:05 NCR 272		11:14 NCR 1150	*	Approve	03/20/97	*		11:26 NCR 2004	
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 .0311	12:01 NCR 5	12:13 NCR 1186	12:07 NCR 517	*	Approve	01/15/98				
15A NCAC 10F .0311	12:11 NCR 920		12:17 NCR 1608	L						
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	*						
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	*			
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	*						
15A NCAC 10F .0345	12:06 NCR 445		12:12 NCR 1004	*						

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					Action	Date				
15A NCAC 10F .0347	12:06 NCR 445		12:12 NCR 1004	*						
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 .0360	12:01 NCR 5	12:13 NCR 1186	12:07 NCR 517	*	Approve	01/15/98				
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	*						
15A NCAC 10G .0403	12:06 NCR 445		12:12 NCR 1004	*						
15A NCAC 10G .0404	12:06 NCR 445		12:12 NCR 1004	*						
15A NCAC 10H .0100	12:06 NCR 445									
15A NCAC 10H .0300	12:06 NCR 445									
15A NCAC 10H .0802	12:06 NCR 445		12:13 NCR 1127	*						
15A NCAC 10H .0810	12:06 NCR 445		12:13 NCR 1137	*						
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									

FINAL DECISION LETTERS

Voting Rights Act 12:01 NCR 4
Voting Rights Act 12:02 NCR 50

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					Action	Date				
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
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	*						
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	*						
21 NCAC 12 .0902	11:28 NCR 2117									
21 NCAC 12 .0903	11:28 NCR 2117		12:04 NCR 292	*						
21 NCAC 12 .0904	11:28 NCR 2117		12:04 NCR 292	*						
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

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					Action	Date				
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
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
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	*			
10 NCAC 01B .0502	11:23 NCR 1779		12:09 NCR 747	*	**Object**	**01/15/98**				
Aging										
10 NCAC 22	10:23 NCR 2956									
Child Day Care Commission										
10 NCAC 03U .0102	12:08 NCR 617		12:13 NCR 1098	*						

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					Action	Date				
10 NCAC 03U .0201	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0202	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0204	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0205	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0206	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0207	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0301	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0302	11:24 NCR 1817	Agency withdrew rule-making								
10 NCAC 03U .0302	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0303	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0304	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0401	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0403	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0505	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0506	11:24 NCR 1817	Agency withdrew rule-making								
10 NCAC 03U .0506	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0507	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0508	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0509	11:24 NCR 1817	Agency withdrew rule-making								
10 NCAC 03U .0509	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0510	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0511	12:08 NCR 617		12:13 NCR 1098	*						
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	*						
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	*						
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						

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					Action	Date				
10 NCAC 03U .0701	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0702	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0703	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0704	12:08 NCR 617		12:13 NCR 1098	*						
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	*						
10 NCAC 03U .0707	11:08 NCR 449		11:17 NCR 1338	*	Object Approve	03/20/97 04/17/97	*		11:29 NCR 2211	
10 NCAC 03U .0707	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0708	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0709	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0710	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0711	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0712	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0713	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0714	11:24 NCR 1817	Agency withdrew rule-making								
10 NCAC 03U .0714	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0802	11:24 NCR 1817	Agency withdrew rule-making								
10 NCAC 03U .0802	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0803	11:24 NCR 1817	Agency withdrew rule-making								
10 NCAC 03U .0803	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0804	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0806	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0901	11:08 NCR 449		11:17 NCR 1338	*						
10 NCAC 03U .0901	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .0902	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .1001	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .1002	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .1003	12:08 NCR 617		12:13 NCR 1098	*						

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					Action	Date				
10 NCAC 03U .1004	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .1301	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .1302	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .1303	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .1304	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .1401	12:08 NCR 617		12:13 NCR 1098	*						
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 .1701	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .1702	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .1703	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .1705	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .1716	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .1717	11:14 NCR 1108		11:27 NCR 2054	*						
10 NCAC 03U .1717	11:24 NCR 1817	Agency withdrew rule-making								
10 NCAC 03U .1717	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .1718	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .1719	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .1720	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .1721	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .1722	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .1723	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .2506	11:29 NCR 2181		12:13 NCR 1098	*						
10 NCAC 03U .2510	11:08 NCR 449	Agency withdrew rule-making								
10 NCAC 03U .2510	11:29 NCR 449		12:13 NCR 1098	*						
10 NCAC 03U .2601	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .2602	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .2603	11:24 NCR 1817	Agency withdrew rule-making								
10 NCAC 03U .2603	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .2604	12:08 NCR 617		12:13 NCR 1098	*						

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					Action	Date				
10 NCAC 03U .2605	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .2606	11:08 NCR 449	Agency withdrew rule-making								
10 NCAC 03U .2606	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .2607	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .2608	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .2609	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .2610	11:24 NCR 1817	Agency withdrew rule-making								
10 NCAC 03U .2610	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .2611	11:24 NCR 1817	Agency withdrew rule-making								
10 NCAC 03U .2611	12:08 NCR 617		12:13 NCR 1098	*						
10 NCAC 03U .2612	12:08 NCR 617		12:13 NCR 1098	*						
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									
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	

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					Action	Date				
10 NCAC 03R .3034		10:21 NCR 2699	11:08 NCR 452	S/L/SE	Object Return to agency	01/16/97 03/20/97				
10 NCAC 03R .3035		10:21 NCR 2699	11:08 NCR 452	S/L/SE	Object Return to agency	01/16/97 03/20/97				
10 NCAC 03R .3036		10:21 NCR 2699	11:08 NCR 452	S/L/SE	Object Return to agency	01/16/97 03/20/97				
10 NCAC 03R .3037		10:21 NCR 2699	11:08 NCR 452	S/L/SE	Object Return to agency	01/16/97 03/20/97				
10 NCAC 03R .3038		10:21 NCR 2699	11:08 NCR 452	S/L/SE	Object Return to agency	01/16/97 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								
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					

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					Action	Date				
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	
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									

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					Action	Date				
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								
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								

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					Action	Date				
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								
10 NCAC 03R .6141		11:15 NCR 1431								
Medical Assistance										
Medicaid Disproportionate Share List										12:02 NCR 46
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									
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								
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								
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	*			
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								

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					Action	Date				
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						
10 NCAC 26K .0106	12:05 NCR 337									
10 NCAC 26K .0106	12:06 NCR 444									
10 NCAC 26M .0201	12:06 NCR 444									
10 NCAC 26M .0202	12:06 NCR 444									
10 NCAC 26M .0203	12:05 NCR 337									
10 NCAC 26M .0203	12:06 NCR 444									
10 NCAC 26M .0204	12:06 NCR 444									
10 NCAC 50A .0604	12:06 NCR 444									
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									
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 03H .1001		11:20 NCR 1560	11:29 NCR 2187	*	Approve	10/16/97	*		12:11 NCR 947	
10 NCAC 03H .1002		11:20 NCR 1560	11:29 NCR 2187	*	Approve	10/16/97	*		12:11 NCR 947	

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					Action	Date				
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	*			
10 NCAC 03D .0802	11:23 NCR 1779		12:05 NCR 339	S/L	Approve	01/15/98				
10 NCAC 03D .0803	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98				
10 NCAC 03D .0805	N/A	N/A	N/A	N/A	Approve	01/15/98				
10 NCAC 03D .0806	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98	*			
10 NCAC 03D .0901	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98				
10 NCAC 03D .0902	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98				
10 NCAC 03D .0904	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98	*			
10 NCAC 03D .0905	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98				
10 NCAC 03D .0907	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98				
10 NCAC 03D .0908	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98				
10 NCAC 03D .0909	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98				
10 NCAC 03D .0911	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98				
10 NCAC 03D .0913	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98	*			
10 NCAC 03D .0915	11:23 NCR 1779		12:05 NCR 339	*	**Object**	**01/15/98**				
10 NCAC 03D .0916	11:23 NCR 1779		12:05 NCR 339	*	**Object**	**01/15/98**				
10 NCAC 03D .0917	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98				
10 NCAC 03D .0918	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98				
10 NCAC 03D .0919	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98				
10 NCAC 03D .0920	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98				
10 NCAC 03D .0921	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98				
10 NCAC 03D .0922	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98				
10 NCAC 03D .0923	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98				
10 NCAC 03D .0924	11:23 NCR 1779		12:05 NCR 339	S/L	Approve	01/15/98				
10 NCAC 03D .0925	11:23 NCR 1779		12:05 NCR 339	*	**Object**	**01/15/98**				
10 NCAC 03D .0926	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98				
10 NCAC 03D .1001	11:23 NCR 1779		12:05 NCR 339	S/L	Approve	01/15/98	*			
10 NCAC 03D .1002	11:23 NCR 1779		12:05 NCR 339	S/L	Approve	01/15/98				
10 NCAC 03D .1003	11:23 NCR 1779		12:05 NCR 339	S/L	Approve	01/15/98	*			

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					Action	Date				
10 NCAC 03D .1004	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98				
10 NCAC 03D .1103	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98	*			
10 NCAC 03D .1202	11:23 NCR 1779		12:05 NCR 339	S/L	**Object**	**01/15/98**				
10 NCAC 03D .1203	11:23 NCR 1779		12:05 NCR 339	*	**Object**	**01/15/98**				
10 NCAC 03D .1204	11:23 NCR 1779		12:05 NCR 339	*	Approve	01/15/98	*			
10 NCAC 03D .1205	11:23 NCR 1779		12:05 NCR 339	S/L	Approve	01/15/98	*			
10 NCAC 03D .1206	11:23 NCR 1779		12:05 NCR 339	S/L	Approve	01/15/98	*			
10 NCAC 03D .1301	11:23 NCR 1779		12:05 NCR 339	*	**Object**	**01/15/98**				
10 NCAC 03D .1302	11:23 NCR 1779		12:05 NCR 339	*	**Object**	**01/15/98**				
10 NCAC 03D .1401	11:23 NCR 1779		12:05 NCR 339	*	**Object**	**01/15/98**				
10 NCAC 03D .1403	11:23 NCR 1779		12:05 NCR 339	*	**Object**	**01/15/98**				
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				

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					Action	Date				
10 NCAC 03M .0205	11:23 NCR 1779		12:06 NCR 459	*	Approve	01/15/98				
Mental Health, Developmental Disabilities and Substance Abuse Services										
10 NCAC 14G .0102		12:12 NCR 1060								
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 .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 .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	*			
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				

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					Action	Date				
					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	
Secretary of Health and Human Services										
10 NCAC 14V .7006		12:01 NCR 31	12:07 NCR 511	*						
10 NCAC 14V .7101	11:30 NCR 2300		12:06 NCR 459	*						
10 NCAC 14V .7102	11:30 NCR 2300		12:06 NCR 459	*						
10 NCAC 14V .7103	11:30 NCR 2300		12:06 NCR 459	S						
10 NCAC 14V .7104	11:30 NCR 2300		12:06 NCR 459	S						
10 NCAC 14V .7105	11:30 NCR 2300		12:06 NCR 459	S						
10 NCAC 21B .0117		12:17 NCR 1616								
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	
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 .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								

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					Action	Date				
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	*						
Vocational Rehabilitation Services										
10 NCAC 20C .0201	12:08 NCR 618		12:13 NCR 1135	*						
10 NCAC 20C .0202	12:08 NCR 618		12:13 NCR 1135	*						
10 NCAC 20C .0203	12:08 NCR 618		12:13 NCR 1135	*						
10 NCAC 20C .0601	12:08 NCR 618		12:13 NCR 1135	*						
10 NCAC 20C .0603	12:08 NCR 618		12:13 NCR 1135	*						
10 NCAC 20C .0604	12:08 NCR 618		12:13 NCR 1135	*						
10 NCAC 20C .0606	12:08 NCR 618		12:13 NCR 1135	*						
INSURANCE										
11 NCAC 06	12:09 NCR 744									
11 NCAC 10 .0105	12:09 NCR 744		12:14 NCR 1255	*						
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	*						
11 NCAC 11B .0602	12:09 NCR 744		12:14 NCR 1255	*						
11 NCAC 11B .0603	12:09 NCR 744		12:14 NCR 1255	*						
11 NCAC 11B .0604	12:09 NCR 744		12:14 NCR 1255	*						
11 NCAC 11B .0605	12:09 NCR 744		12:14 NCR 1255	*						

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					Action	Date				
11 NCAC 11B .0606	12:09 NCR 744		12:14 NCR 1255	*						
11 NCAC 11B .0607	12:09 NCR 744		12:14 NCR 1255	*						
11 NCAC 11B .0608	12:09 NCR 744		12:14 NCR 1255	*						
11 NCAC 11B .0609	12:09 NCR 744		12:14 NCR 1255	*						
11 NCAC 11B .0610	12:09 NCR 744		12:14 NCR 1255	*						
11 NCAC 11B .0611	12:09 NCR 744		12:14 NCR 1255	*						
11 NCAC 11B .0612	12:09 NCR 744		12:14 NCR 1255	*						
11 NCAC 11B .0613	12:09 NCR 744		12:14 NCR 1255	*						
11 NCAC 11B .0614	12:09 NCR 744		12:14 NCR 1255	*						
11 NCAC 11B .0615	12:09 NCR 744		12:14 NCR 1255	*						
11 NCAC 11B .0616	12:09 NCR 744		12:14 NCR 1255	*						
11 NCAC 11B .0617	12:09 NCR 744		12:14 NCR 1255	*						
11 NCAC 11C .0108	12:09 NCR 744		12:14 NCR 1255	*						
11 NCAC 11C .0109	12:09 NCR 744		12:14 NCR 1255	*						
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	*						
11 NCAC 12 .1802		12:11 NCR 942	12:15 NCR 1424	*						
11 NCAC 12 .1803		12:11 NCR 942	12:15 NCR 1424	*						
11 NCAC 12 .1804		12:11 NCR 942	12:15 NCR 1424	*						
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	*						
11 NCAC 19 .0003	12:09 NCR 744		12:14 NCR 1262	*						
11 NCAC 19 .0004	12:09 NCR 744		12:14 NCR 1262	*						
11 NCAC 19 .0006	12:09 NCR 744		12:14 NCR 1262	*						
11 NCAC 20	12:09 NCR 744									

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					Action	Date				
11 NCAC 21	12:09 NCR 744									
Fire and Rescue Commission										
11 NCAC 05C .0101	12:09 NCR 744		12:14 NCR 1252	*						
11 NCAC 05C .0102	12:09 NCR 744		12:14 NCR 1252	*						
11 NCAC 05C .0103	12:09 NCR 744		12:14 NCR 1252	*						
11 NCAC 05C .0104	12:09 NCR 744		12:14 NCR 1252	*						
Home Inspector Licensure Board										
Home Inspector Licensure Board										11:27 NCR 2049
11 NCAC 08	12:09 NCR 744									
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

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					Action	Date				
			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
			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	*						

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					Action	Date				
11 NCAC 08 .1302	12:09 NCR 744		12:14 NCR 1253	*						
11 NCAC 08 .1303	12:09 NCR 744		12:14 NCR 1253	*						
11 NCAC 08 .1304	12:09 NCR 744		12:14 NCR 1253	*						
11 NCAC 08 .1305	12:09 NCR 744		12:14 NCR 1253	*						
11 NCAC 08 .1306	12:09 NCR 744		12:14 NCR 1253	*						
11 NCAC 08 .1307	12:09 NCR 744		12:14 NCR 1253	*						
11 NCAC 08 .1308	12:09 NCR 744		12:14 NCR 1253	*						
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 NCAC 11 .0210	12:08 NCR 618									
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 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 .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 .0409	11:14 NCR 1109		11:20 NCR 1539	*	Approve	04/17/97			11:29 NCR 2211	
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 .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	

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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										
12 NCAC 07D .0104	11:16 NCR 1268		12:09 NCR 748	*						
12 NCAC 07D .0201	11:10 NCR 818		12:08 NCR 622	*						
12 NCAC 07D .0204	11:14 NCR 1108		12:08 NCR 622	*						
12 NCAC 07D .0504	11:10 NCR 818		12:08 NCR 622	*						
12 NCAC 07D .0701	11:10 NCR 818		12:08 NCR 622	*						
12 NCAC 07D .0801	11:10 NCR 818		12:08 NCR 622	*						
12 NCAC 07D .0902	11:10 NCR 818		12:08 NCR 622	*						
12 NCAC 07D .1106	11:14 NCR 1108		12:08 NCR 622	*						
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		12:12 NCR 995	*						
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 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 .0304	12:04 NCR 242		12:08 NCR 624	L						

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12 NCAC 10B .0401	12:07 NCR 508		12:12 NCR 995	S/L	Agency withdrew	01/15/98				
12 NCAC 10B .0402	12:07 NCR 508		12:12 NCR 995	*						
12 NCAC 10B .0403	12:07 NCR 508		12:12 NCR 995	*						
12 NCAC 10B .0403	N/A	N/A	N/A		Approve	01/15/98				
12 NCAC 10B .0406	12:07 NCR 508		12:12 NCR 995	*						
12 NCAC 10B .0407	12:07 NCR 508		12:12 NCR 995	*						
12 NCAC 10B .0408	12:07 NCR 508		12:12 NCR 995	*						
12 NCAC 10B .0409	12:07 NCR 508		12:12 NCR 995	*						
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 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 NCAC 10B .0602	N/A	N/A	N/A		Approve	01/15/98				
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 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		12:12 NCR 995	*						
12 NCAC 10B .0701	N/A	N/A	N/A		Approve	01/15/98				
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		12:12 NCR 995	*						
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	
12 NCAC 10B .0909	12:04 NCR 242		12:08 NCR 624	*	Approve	12/18/97	*		12:17 NCR 1620	

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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 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 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	*						
12 NCAC 10B .1101	12:07 NCR 508									
12 NCAC 10B .1101	N/A	N/A	N/A		Approve	01/15/98				
12 NCAC 10B .1102	12:04 NCR 242		12:08 NCR 624	*						
12 NCAC 10B .1102	12:07 NCR 508									
12 NCAC 10B .1102	N/A	N/A	N/A		Approve	01/15/98				
12 NCAC 10B .1103	12:04 NCR 242		12:08 NCR 624	*						
12 NCAC 10B .1103	12:07 NCR 508									
12 NCAC 10B .1104	12:04 NCR 242		12:08 NCR 624	*						
12 NCAC 10B .1104	12:07 NCR 508									
12 NCAC 10B .1105	12:04 NCR 242		12:08 NCR 624	*						
12 NCAC 10B .1201	N/A	N/A	N/A		Approve	01/15/98				
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 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		12:12 NCR 995	*						
12 NCAC 10B .1302	12:07 NCR 508		12:12 NCR 995	S						
12 NCAC 10B .1303	12:07 NCR 508		12:12 NCR 995	S						
12 NCAC 10B .1304	12:07 NCR 508		12:12 NCR 995	S						
12 NCAC 10B .2001	N/A	N/A	N/A		Approve	01/15/98				

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					Action	Date				
12 NCAC 10B .2002	12:07 NCR 508		12:12 NCR 995	*						
12 NCAC 10B .2101	12:07 NCR 508		12:12 NCR 995	*						
12 NCAC 10B .2102	12:07 NCR 508		12:12 NCR 995	*						
12 NCAC 10B .2104	12:07 NCR 508		12:12 NCR 995	*						
12 NCAC 10B .2105	12:07 NCR 508		12:12 NCR 995	*						
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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						
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***Verbatim Adoption Federal Standards**										
*13 NCAC 07F .0101										12:08 NCR 613
*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									
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	

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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	
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					
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21 NCAC 26 .0104		12:08 NCR 730								
21 NCAC 26 .0105		12:08 NCR 730								

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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								
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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								
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	
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	

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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 32O	11:18 NCR 1369									
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21 NCAC 34A .0126	12:09 NCR 745		12:14 NCR 1334	L						
21 NCAC 34A .0201		12:07 NCR 556								
21 NCAC 34A .0201	12:09 NCR 745		12:14 NCR 1334	S						
21 NCAC 34B .0102	12:09 NCR 745		12:14 NCR 1334	*						
21 NCAC 34B .0103	12:09 NCR 745		12:14 NCR 1334	*						
21 NCAC 34B .0201	12:09 NCR 745		12:14 NCR 1334	*						
21 NCAC 34B .0403	12:09 NCR 745		12:14 NCR 1334	*						
21 NCAC 34C	12:09 NCR 745									
21 NCAC 34D .0101	12:09 NCR 745		12:14 NCR 1334	*						
21 NCAC 34D .0303	12:09 NCR 745		12:14 NCR 1334	*						
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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				
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21 NCAC 36 .0601	12:01 NCR 5		12:06 NCR 479	*						

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21 NCAC 36 .0602	12:01 NCR 5		12:06 NCR 479	*						
21 NCAC 36 .0603	12:01 NCR 5		12:06 NCR 479	*						
21 NCAC 36 .0604	12:01 NCR 5		12:06 NCR 479	*						
21 NCAC 36 .0605	12:01 NCR 5		12:06 NCR 479	*						
21 NCAC 36 .0606	12:01 NCR 5		12:06 NCR 479	*						
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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	
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21 NCAC 40 .0104	12:09 NCR 745		12:14 NCR 1338	*						
21 NCAC 40 .0108		12:07 NCR 557								
21 NCAC 40 .0108	12:09 NCR 745		12:14 NCR 1338	S						
21 NCAC 40 .0202	12:09 NCR 745		12:14 NCR 1338	*						
21 NCAC 40 .0212	12:09 NCR 745		12:14 NCR 1338	*						
21 NCAC 40 .0214	12:09 NCR 745		12:14 NCR 1338	S						
21 NCAC 40 .0319	12:09 NCR 745		12:14 NCR 1338	*						
21 NCAC 40 .0324	12:09 NCR 745		12:14 NCR 1338	*						
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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	*						
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21 NCAC 46 .1603	12:03 NCR 168		12:07 NCR 527	*						
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21 NCAC 46 .1604	12:03 NCR 168		12:07 NCR 527	*						
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21 NCAC 46 .1804	12:03 NCR 168		12:07 NCR 527	*						
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21 NCAC 46 .1810	12:03 NCR 168		12:07 NCR 527	*						

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21 NCAC 46 .1813	12:03 NCR 168		12:07 NCR 527	*						
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21 NCAC 46 .2103	12:03 NCR 168		12:07 NCR 527	*						
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21 NCAC 46 .2201	12:03 NCR 168		12:07 NCR 527	*						
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21 NCAC 46 .2301	12:03 NCR 168		12:07 NCR 527	*						
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21 NCAC 48A .0103	12:08 NCR 619		12:13 NCR 1150	*						
21 NCAC 48A .0105	12:08 NCR 619		12:13 NCR 1150	*						
21 NCAC 48B .0102	12:08 NCR 619		12:13 NCR 1150	*						
21 NCAC 48C .0101	12:08 NCR 619		12:13 NCR 1150	*						
21 NCAC 48C .0102	12:08 NCR 619		12:13 NCR 1150	*						
21 NCAC 48C .0103	12:08 NCR 619		12:13 NCR 1150	*						
21 NCAC 48C .0301	12:08 NCR 619		12:13 NCR 1150	*						
21 NCAC 48C .0302	12:08 NCR 619		12:13 NCR 1150	*						
21 NCAC 48C .0401	12:08 NCR 619		12:13 NCR 1150	*						
21 NCAC 48C .0402	12:08 NCR 619		12:13 NCR 1150	*						
21 NCAC 48D .0102	12:08 NCR 619		12:13 NCR 1150	*						
21 NCAC 48D .0103	12:08 NCR 619		12:13 NCR 1150	*						
21 NCAC 48D .0105	12:08 NCR 619		12:13 NCR 1150	*						
21 NCAC 48D .0106	12:08 NCR 619		12:13 NCR 1150	*						
21 NCAC 48D .0109	12:08 NCR 619		12:13 NCR 1150	*						
21 NCAC 48D .0110	12:08 NCR 619		12:13 NCR 1150	*						
21 NCAC 48D .0112	12:08 NCR 619		12:13 NCR 1150	*						
21 NCAC 48E .0101	12:08 NCR 619		12:13 NCR 1150	*						
21 NCAC 48E .0104	12:08 NCR 619		12:13 NCR 1150	*						
21 NCAC 48E .0110	12:08 NCR 619		12:13 NCR 1150	*						
21 NCAC 48F .0102	12:08 NCR 619		12:13 NCR 1150	*						
21 NCAC 48G .0202	12:08 NCR 619		12:13 NCR 1150	*						

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21 NCAC 48G .0402	12:08 NCR 619		12:13 NCR 1150	*						
21 NCAC 48G .0403	12:08 NCR 619		12:13 NCR 1150	*						
21 NCAC 48G .0404	12:08 NCR 619		12:13 NCR 1150	*						
21 NCAC 48G .0504	12:08 NCR 619		12:13 NCR 1150	*						
21 NCAC 48G .0512	12:08 NCR 619	Agency Withdrew Rule-making								
21 NCAC 48G .0601	12:08 NCR 619		12:13 NCR 1150	*						
21 NCAC 48H .0701	12:08 NCR 619		12:13 NCR 1150	*						
21 NCAC 48H .0704	12:08 NCR 619		12:13 NCR 1150	*						
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21 NCAC 50 .0106	12:07 NCR 509									
21 NCAC 50 .0202	12:07 NCR 509									
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21 NCAC 50 .0306	12:07 NCR 509	12:07 NCR 557	12:16 NCR 1490	*						
21 NCAC 50 .0404	12:07 NCR 509	12:07 NCR 557	12:16 NCR 1490	*						
21 NCAC 50 .0405	12:07 NCR 509		12:16 NCR 1490	*						
21 NCAC 50 .0506	12:07 NCR 509	12:07 NCR 557								
21 NCAC 50 .0510	12:07 NCR 509		12:16 NCR 1490	*						
21 NCAC 50 .0511	12:07 NCR 509	12:07 NCR 557	12:16 NCR 1490	*						
21 NCAC 50 .1102	12:07 NCR 509	12:07 NCR 557	12:16 NCR 1490	S						
21 NCAC 50 .1104	12:07 NCR 509		12:16 NCR 1490	*						
21 NCAC 50 .1201	12:07 NCR 509									
21 NCAC 50 .1205	12:07 NCR 509									
21 NCAC 50 .1206	12:07 NCR 509									
21 NCAC 50 .1210	12:07 NCR 509									
21 NCAC 50 .1212	12:07 NCR 509									
21 NCAC 50 .1302	12:07 NCR 509									
PROFESSIONAL ENGINEERS AND LAND SURVEYORS										
21 NCAC 56 .0103	12:08 NCR 619		12:16 NCR 1492	*						

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				
21 NCAC 56 .0104	12:08 NCR 619		12:16 NCR 1492	*						
21 NCAC 56 .0401	12:08 NCR 619		12:16 NCR 1492	*						
21 NCAC 56 .0403	12:08 NCR 619		12:16 NCR 1492	*						
21 NCAC 56 .0404	12:08 NCR 619		12:16 NCR 1492	*						
21 NCAC 56 .0405	12:08 NCR 619		12:16 NCR 1492	*						
21 NCAC 56 .0501	12:08 NCR 619		12:16 NCR 1492	*						
21 NCAC 56 .0502	12:08 NCR 619		12:16 NCR 1492	S						
21 NCAC 56 .0503	12:08 NCR 619		12:16 NCR 1492	*						
21 NCAC 56 .0505	12:08 NCR 619		12:16 NCR 1492	S						
21 NCAC 56 .0601	12:08 NCR 619		12:16 NCR 1492	*						
21 NCAC 56 .0602	12:08 NCR 619		12:16 NCR 1492	S						
21 NCAC 56 .0603	12:08 NCR 619		12:16 NCR 1492	*						
21 NCAC 56 .0606	12:08 NCR 619		12:16 NCR 1492	S						
21 NCAC 56 .0701	12:08 NCR 619		12:16 NCR 1492	*						
21 NCAC 56 .0702	12:08 NCR 619		12:16 NCR 1492	*						
21 NCAC 56 .0901	12:08 NCR 619		12:16 NCR 1492	*						
21 NCAC 56 .0902	12:08 NCR 619		12:16 NCR 1492	*						
21 NCAC 56 .1102	12:08 NCR 619		12:16 NCR 1492	*						
21 NCAC 56 .1103	12:08 NCR 619		12:16 NCR 1492	*						
21 NCAC 56 .1104	12:08 NCR 619		12:16 NCR 1492	*						
21 NCAC 56 .1105	12:08 NCR 619		12:16 NCR 1492	*						
21 NCAC 56 .1106	12:08 NCR 619		12:16 NCR 1492	*						
21 NCAC 56 .1201	12:08 NCR 619		12:16 NCR 1492	*						
21 NCAC 56 .1203	12:08 NCR 619		12:16 NCR 1492	*						
21 NCAC 56 .1205	12:08 NCR 619		12:16 NCR 1492	*						
21 NCAC 56 .1301	12:08 NCR 619		12:16 NCR 1492	*						
21 NCAC 56 .1302	12:08 NCR 619		12:16 NCR 1492	*						
21 NCAC 56 .1403	12:08 NCR 619		12:16 NCR 1492	*						
21 NCAC 56 .1409	12:08 NCR 619		12:16 NCR 1492	*						
21 NCAC 56 .1411	12:08 NCR 619		12:16 NCR 1492	*						

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					Action	Date				
21 NCAC 56 .1602	12:08 NCR 619		12:16 NCR 1492	*						
21 NCAC 56 .1603	12:08 NCR 619		12:16 NCR 1492	*						
21 NCAC 56 .1604	12:08 NCR 619		12:16 NCR 1492	*						
21 NCAC 56 .1703	12:08 NCR 619		12:16 NCR 1492	*						
21 NCAC 56 .1704	12:08 NCR 619		12:16 NCR 1492	*						
21 NCAC 56 .1705	12:08 NCR 619		12:16 NCR 1492	*						
21 NCAC 56 .1711	12:08 NCR 619		12:16 NCR 1492	*						
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									
21 NCAC 54 .2313	12:05 NCR 338									
21 NCAC 54 .2314	12:05 NCR 338									
21 NCAC 54 .2401	12:05 NCR 338									

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					Action	Date				
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								
16 NCAC 06C .0601			12:12 NCR 1050	*						
16 NCAC 06C .0602			12:12 NCR 1050	*						
16 NCAC 06D .0103			12:01 NCR 18	*	Object	10/16/97				
					Approve	12/18/97	*		12 17 NCR 1620	
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	
16 NCAC 06E .0105		12:05 NCR 433								
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 .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				

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				
					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 .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								
Public School Administration, Standards Board for										
16 NCAC 07 .0201		12:07 NCR 533	12:12 NCR 1052	*						
16 NCAC 07 .0202		12:07 NCR 533	12:12 NCR 1052	*						
16 NCAC 07 .0301		12:07 NCR 533	12:12 NCR 1052	*						
16 NCAC 07 .0302		12:07 NCR 533	12:12 NCR 1052	*						
16 NCAC 07 .0303		12:07 NCR 533	12:12 NCR 1052	*						
REAL ESTATE COMMISSION										
21 NCAC 58A .0101	12:08 NCR 620		12:13 NCR 1159	*						
21 NCAC 58A .0103	12:08 NCR 620		12:13 NCR 1159	*						
21 NCAC 58A .0104	12:08 NCR 620		12:13 NCR 1159	*						
21 NCAC 58A .0105	12:08 NCR 620		12:13 NCR 1159	*						
21 NCAC 58A .0107	12:08 NCR 620		12:13 NCR 1159	*						
21 NCAC 58A .0108	12:08 NCR 620		12:13 NCR 1159	*						
21 NCAC 58A .0109	12:08 NCR 620		12:13 NCR 1159	*						
21 NCAC 58A .0110	12:08 NCR 620		12:13 NCR 1159	*						
21 NCAC 58A .0114	12:08 NCR 620		12:13 NCR 1159	*						
21 NCAC 58A .0302	12:08 NCR 620		12:13 NCR 1159	*						
21 NCAC 58A .0302	10:22 NCR 2829		11:03 NCR 114	*	Object	12/19/96				
					Approve	01/16/97	*		11:22 NCR 1717	
21 NCAC 58A .0502	12:08 NCR 620		12:13 NCR 1159	*						
21 NCAC 58A .0505	12:08 NCR 620		12:13 NCR 1159	*						
21 NCAC 58A .0506	12:08 NCR 620		12:13 NCR 1159	*						

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					Action	Date				
21 NCAC 58A .0601	12:08 NCR 620		12:13 NCR 1159	*						
21 NCAC 58A .0613	12:08 NCR 620		12:13 NCR 1159	*						
21 NCAC 58A .0614	12:08 NCR 620		12:13 NCR 1159	*						
21 NCAC 58A .1501	10:22 NCR 2829		11:03 NCR 114	*	Object	12/19/96				
					Approve	01/16/97	*		11:22 NCR 1717	
21 NCAC 58A .1502	10:22 NCR 2829		11:03 NCR 114	*	Object	12/19/96				
					Approve	01/16/97	*		11:22 NCR 1717	
21 NCAC 58A .1702	12:08 NCR 620		12:13 NCR 1159	*						
21 NCAC 58B .0402	12:08 NCR 620		12:13 NCR 1159	*						
21 NCAC 58E .0407	12:08 NCR 620		12:13 NCR 1159	*						
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	*						
17 NCAC 04B .0615			12:14 NCR 1283	*						
17 NCAC 04D .0303			12:14 NCR 1283	*						
17 NCAC 04D .0505			12:14 NCR 1283	*						
17 NCAC 04D .0508			12:14 NCR 1283	*						
17 NCAC 04D .0901			12:14 NCR 1283	*						
17 NCAC 05C .0102			12:14 NCR 1285	*						
17 NCAC 05C .0703			12:14 NCR 1285	*						
17 NCAC 05E .0101			12:14 NCR 1285	*						
17 NCAC 05E .0102			12:14 NCR 1285	*						
17 NCAC 05E .0103			12:14 NCR 1285	*						
17 NCAC 05E .0105			12:14 NCR 1285	*						
17 NCAC 06B .0104			12:14 NCR 1288	*						
17 NCAC 06B .0106			12:14 NCR 1288	*						
17 NCAC 06B .0107			12:14 NCR 1288	*						
17 NCAC 06B .0112			12:14 NCR 1288	*						
17 NCAC 06B .0117			12:14 NCR 1288	*						
17 NCAC 06B .0118			12:14 NCR 1288	*						
17 NCAC 06B .0609			12:14 NCR 1288	*						

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					Action	Date				
17 NCAC 06B .3204			12:17 NCR 1610	*						
17 NCAC 06B .3503			12:14 NCR 1288	*						
17 NCAC 06B .3526			12:14 NCR 1288	*						
17 NCAC 06B .3714			12:14 NCR 1288	*						
17 NCAC 06B .3725			12:14 NCR 1288	*						
17 NCAC 06B .3904			12:14 NCR 1288	*						
17 NCAC 06C .0201			12:14 NCR 1288	*						
17 NCAC 06C .0203			12:14 NCR 1288	*						
17 NCAC 07B .0104			12:14 NCR 1296	*						
17 NCAC 07B .0207			12:14 NCR 1296	*						
17 NCAC 07B .0901			12:14 NCR 1296	*						
17 NCAC 07B .1301			12:14 NCR 1296	*						
17 NCAC 07B .1404			12:14 NCR 1296	*						
17 NCAC 07B .1602			12:14 NCR 1296	*						
17 NCAC 07B .1701			12:14 NCR 1296	*						
17 NCAC 07B .1702			12:14 NCR 1296	*						
17 NCAC 07B .1703			12:14 NCR 1296	*						
17 NCAC 07B .1801			12:14 NCR 1296	*						
17 NCAC 07B .1802			12:14 NCR 1296	*						
17 NCAC 07B .2201			12:14 NCR 1296	*						
17 NCAC 07B .2212			12:14 NCR 1296	*						
17 NCAC 07B .3104			12:14 NCR 1296	*						
17 NCAC 07B .3301			12:14 NCR 1296	*						
17 NCAC 07B .3302			12:14 NCR 1296	*						
17 NCAC 07B .3303			12:14 NCR 1296	*						
17 NCAC 07B .3304			12:14 NCR 1296	*						
17 NCAC 07B .3305			12:14 NCR 1296	*						
17 NCAC 07B .3306			12:14 NCR 1296	*						
17 NCAC 07B .3901			12:14 NCR 1296	*						
17 NCAC 07B .3910			12:14 NCR 1296	*						

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				
17 NCAC 07B .4301			12:14 NCR 1296	*						
17 NCAC 09I .0102			12:14 NCR 1310	*						
17 NCAC 09I .0304			12:14 NCR 1310	*						
17 NCAC 09J .0203			12:14 NCR 1310	*						
17 NCAC 09K .0205			12:14 NCR 1310	*						
17 NCAC 09K .0511			12:14 NCR 1310	*						
17 NCAC 09K .0513			12:14 NCR 1310	*						
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
SECRETARY OF STATE										
18 NCAC 06 .1104		12:07 NCR 534	12:14 NCR 1312	*						
18 NCAC 06 .1205		12:07 NCR 534	12:14 NCR 1312	*						
18 NCAC 06 .1206		12:07 NCR 534	12:14 NCR 1312	*						
18 NCAC 06 .1211		12:07 NCR 534	12:14 NCR 1312	*						
18 NCAC 06 .1212		12:07 NCR 534	12:14 NCR 1312	*						
18 NCAC 06 .1304		12:07 NCR 534	12:14 NCR 1312	*						
18 NCAC 06 .1401		12:07 NCR 534	12:14 NCR 1312	*						
18 NCAC 06 .1410		12:07 NCR 534	12:14 NCR 1312	*						
18 NCAC 06 .1411		12:07 NCR 534	12:14 NCR 1312	*						
18 NCAC 06 .1412		12:07 NCR 534	12:14 NCR 1312	*						
18 NCAC 06 .1506		12:07 NCR 534	12:14 NCR 1312	*						
18 NCAC 06 .1509		12:07 NCR 534	12:14 NCR 1312	*						
18 NCAC 06 .1702		12:07 NCR 534	12:14 NCR 1312	*						
18 NCAC 06 .1703		12:07 NCR 534	12:14 NCR 1312	*						
18 NCAC 06 .1704		12:07 NCR 534	12:14 NCR 1312	*						
18 NCAC 06 .1705		12:07 NCR 534	12:14 NCR 1312	*						

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					Action	Date				
18 NCAC 06 .1706		12:07 NCR 534	12:14 NCR 1312	*						
18 NCAC 06 .1712		12:07 NCR 534	12:14 NCR 1312	*						
18 NCAC 06 .1713		12:07 NCR 534	12:14 NCR 1312	*						
18 NCAC 06 .1714		12:07 NCR 534	12:14 NCR 1312	*						
18 NCAC 06 .1801		12:07 NCR 534	12:14 NCR 1312	*						
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	*						
18 NCAC 06 .1805		12:07 NCR 534	12:14 NCR 1312	*						
18 NCAC 06 .1806		12:07 NCR 534	12:14 NCR 1312	*						
18 NCAC 06 .1809		12:07 NCR 534	12:14 NCR 1312	*						
18 NCAC 06 .1811		12:07 NCR 534	12:14 NCR 1312	*						
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				
21 NCAC 64 .0303	11:23 NCR 1780									
21 NCAC 64 .1001	11:23 NCR 1780		12:05 NCR 427	*	Approve	01/15/98				
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	*			
21 NCAC 64 .1003	11:23 NCR 1780		12:05 NCR 427	*	Approve	01/15/98				
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	*			
21 NCAC 64 .1005	11:23 NCR 1780		12:05 NCR 427	*	Approve	01/15/98	*			
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	11:19 NCR 1429	*	Approve	09/18/97	*		12:10 NCR 878	

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					Action	Date				
25 NCAC 01D .2508		Temp Expired 11:13 NCR 1062	11:19 NCR 1429	*	Approve	09/18/97			12 10 NCR 878	
25 NCAC 01D .2509		Temp Expired 11:13 NCR 1062	11 19 NCR 1429	*	Approve	09/18/97			12.10 NCR 878	
25 NCAC 01D .2511		Temp Expired 11:13 NCR 1062	11:19 NCR 1429	*	Approve	09/18/97	*		12 10 NCR 878	
25 NCAC 01D 2513		Temp Expired 11:13 NCR 1062	11 19 NCR 1429	*	Approve	09/18/97	*		12.10 NCR 878	
25 NCAC 01D .2514		Temp Expired 11:13 NCR 1062	11:19 NCR 1429	*	Approve	09/18/97	*		12:10 NCR 878	
25 NCAC 01D .2516		Temp Expired 11:13 NCR 1062	11:19 NCR 1429	*						
25 NCAC 01D .2517		Temp Expired 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						
21 NCAC 68 .0301		12 11 NCR 944	12:15 NCR 1426	S/L						
21 NCAC 68 .0302		12:11 NCR 944	12:15 NCR 1426	S/L						
21 NCAC 68 .0303		12.11 NCR 944	12:15 NCR 1426	S/L						
21 NCAC 68 .0304		12:11 NCR 944	12.15 NCR 1426	S/L						
21 NCAC 68 .0305		12:11 NCR 944	12:15 NCR 1426	S/L						
21 NCAC 68 .0306		12:11 NCR 944	12:15 NCR 1426	S/L						
21 NCAC 68 .0307		12:11 NCR 944	12:15 NCR 1426	S/L						
21 NCAC 68 .0602	12:09 NCR 745		12:15 NCR 1426	S/L						
21 NCAC 68 .0603	12:09 NCR 745		12:15 NCR 1426	S/L						
21 NCAC 68 .0608	12:09 NCR 745		12:15 NCR 1426	S/L						
TRANSPORTATION										
Highways, Division of										
19A NCAC 02B .0164	11:20 NCR 1537		11:26 NCR 1991	*	Object Approve	07/17/97 08/21/97			 12:07 NCR 561	

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					Action	Date				
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 .0415	11:20 NCR 1537		11:26 NCR 2004	*	Approve	07/17/97			12:04 NCR 317	
19A NCAC 02E .0218	12:05 NCR 337		12:12 NCR 1053	*						
19A NCAC 02E .0219	12:05 NCR 337		12:12 NCR 1053	*						
19A NCAC 02E .0220	12:05 NCR 337		12:12 NCR 1053	*						
19A NCAC 02E .0221	12:05 NCR 337		12:12 NCR 1053	*						
19A NCAC 02E .0222	12:05 NCR 337		12:12 NCR 1053	*						
Motor Vehicles, Division of										
19A NCAC 03D .0525		12:08 NCR 729	12:14 NCR 1333	*						
19A NCAC 031 .0100	11:19 NCR 1413									
19A NCAC 031 .0200	11:19 NCR 1413									
19A NCAC 031 .0300	11:19 NCR 1413									
19A NCAC 031 .0400	11:19 NCR 1413									
19A NCAC 031 .0500	11:19 NCR 1413									
19A NCAC 031 .0600	11:19 NCR 1413									
19A NCAC 031 .0700	11:19 NCR 1413									
19A NCAC 031 .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	

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