

1 10A NCAC 130 .0301 is proposed for adoption as follows:

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**SECTION .0300 - NURSE AIDE I REGISTRY**

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**10A NCAC 130 .0301 NURSE AIDE I TRAINING AND COMPETENCY EVALUATION**

6 (a) To be eligible to be listed on the NC Nurse Aide I Registry a person shall pass a Nurse Aide I training program approved by the NC DHHS and the State of North Carolina's Nurse Aide I competency exam.

8 (b) This Rule incorporates 42 CFR Part 483 by reference, including all subsequent amendments and editions.

9 Copies of the Code of Federal Regulations may be accessed electronically free of charge from

10 [www.gpo.gov/fdsys/browse/collectionCfr.action?collectionCode=CFR](http://www.gpo.gov/fdsys/browse/collectionCfr.action?collectionCode=CFR).

11 (c) The State of North Carolina's Nurse Aide I competency exam shall include each course requirement specified in the NC DHHS-approved training program as provided for in 42 CFR Part 483.152.

13 (d) The State of North Carolina's Nurse Aide I competency examination shall be administered and evaluated only by the NC DHHS or its agent as provided for in 42 CFR Part 483.154.

15 (e) A record of completion of the State of North Carolina's Nurse Aide I competency exam shall be included in the NC Nurse Aide I Registry within 30 business days of passing both the written or oral examination and the skills demonstration as provided for in 42 CFR Part 483.154.

18 (f) If the State of North Carolina's Nurse Aide I competency exam candidate does not pass both the written or oral examination and the skills demonstration as provided for in 42 CFR Part 483.154, the candidate shall be advised by the NC DHHS of the areas which the individual did not pass.

21 (g) Every competency exam candidate shall have, as provided for in 42 CFR Part 483.154, the opportunity to take the exam three times before being required to retake and pass a Nurse Aide I training program which is approved by the NC DHHS according to 42 CFR Part 483.151 through Part 483.152.

24 (h) A person who is currently listed on any state's Nurse Aide I Registry shall not be required to take the NC DHHS approved Nurse Aide I training program to be listed or relisted on the NC Nurse Aide I Registry unless the person fails to pass the State of North Carolina's Nurse Aide I competency exam after three attempts.

27 (i) U.S. military personnel who have completed medical corpsman training and retired or non-practicing nurses shall not be required to take the NC DHHS-approved Nurse Aide I training program to be listed or relisted on the Nurse Aide I Registry unless the person fails to pass the State of North Carolina's Nurse Aide I competency exam after three attempts.

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32 *History Note: Authority G.S. 131E-255; 42 CFR Part 483;*

33 *Eff. January 1, 2016.*