* Rulemaking will result

Initial Category Determination Evaluation Report

Exhibit D/1

G.S. 150B-21.3A Report for 10A NCAC 13K, HOSPICE LICENSING RULES Agency - Medical Care Commission Comment Period - 2/23/18 - 4/24/18 Subchapter Date and Last Agency Action Rule Section Agency Determination [150B-Rule Name implements or Conforms to Federal Public Comment Received [150Bon the Rule Federal Regulation Citation Agency Determination Following RRC Determination of Public 21.3A(c)(1)a) Regulation [1508-21,3A(e)] 21.3A(c)(1)] Public Comment [1508-21,3A(c)(1)] SECTION .0100 of Rule for Report to APO [1508-10A NCAC 13K .0102 DEFINITIONS Amended Eff. February 1, 1996 Comments (150B-21.3A(c)(2) OAH Next Steps GENERAL 21.3A(c)(2)] INFORMATION Necessary with substantive public If yes, include the citation to the 42 CFR 418.3 interest Select One Select One federal law Select One Select One Select One SECTION .0200 10A NCAC 13K .0201 LICENSE REQUIRED Amended Eff. February 1, 1996 Yes Necessary without substantive If yes, include the citation to the public interest 42 CFR 418.116 Select One Select One Select One Select One federal law Select One 10A NCAC 13K .0202 APPLICATION FOR AND Amended Eff. April 1, 1996 ISSUANCE OF A LICENSE Necessary without substantive No public Interest Select One Select One Select One Select One Select One 10A NCAC 13K .0206 ADVERSE ACTION Amended Eff. February 1, 1996 Necessary without substantive Nο public interest Select One Select One Select One Select One Select One 10A NCAC 13K .0208 INSPECTIONS Amended Eff. February 1, 1996 Necessary without substantive Necessary without substantive Necessary without substantive public interest Select One Select One public interest public interest and should remain in Select One 10A NCAC 13K ,0209 MULTIPLE PREMISES Eff. February 1, 1996 effect without further action Necessary without substantive If yes, include the citation to the 42 CFR 418.116 Necessary without substantive Necessary without substantive public interest Select One Select One federal law public interest and should remain ir public interest Select One COMPLIANCE WITH LAWS Eff. February 1, 1996 10A NCAC 13K .0210 effect without further action Necessary without substantive If yes, include the citation to the Necessary without substantive Necessary without substantive 42 CFR 418.116 public interest Select One Select One public interest and should remain in federal law public interest Select One SECTION .0300 10A NCAC 13K .0301 AGENCY MANAGEMENT Amended Eff. February 1, 1996 effect without further action AND SUPERVISION Necessary without substantive If yes, include the citation to the Necessary without substantive 42 CFR 418.100 Necessary without substantive public interest Select One Select One federal lay oublic interest and should remain in public interest Select One 10A NCAC 13K .0303 ADMINISTRATIVE FINANCIAL Amended Eff. February 1, 1996 effect without further action AND STATISTICAL RECORDS Necessary without substantive Νo Necessary without substantive Necessary without substantive public Interest Select One Select One ublic interest and should remain in public interest Select One SECTION .0400 -10A NCAC 13K .0401 PERSONNEL effect without further action Amended Eff. February 1, 1996 Necessary with substantive public If yes, include the citation to the Necessary with substantive public 42 CFR 418.60 Select One Necessary with substantive public Select One federal law interest Select One interest and must be readopted 10A NCAC 13K .0402 INSERVICE EDUCATION AND Amended Eff. February 1, 1996 Yes Necessary without substantive If yes, include the citation to the 42 CFR 418.112 Necessary without substantive Necessary without substantive public interest Select One Select One federal law public interest and should remain in public interest Select One SECTION .0500 -10A NCAC 13K .0501 SERVICE REQUIREMENTS Amended Eff. February 1, 1996 effect without further action SCOPE OF SERVICES Necessary without substantive If yes, include the citation to the Necessary without substantive Necessary without substantive 42 CFR 418.70 public interest Select One Select One federal law public interest and should remain i public interest Select One 10A NCAC 13K .0504 HOME MEDICAL EQUIPMENT Amended Eff. February 1, 1996 effect without further action AND SUPPLIES Necessary without substantive If yes, include the citation to the Necessary without substantive 42 CFR 418.106 Necessary without substantive public interest Select One Select One federal law public interest public interest and should remain is Select One 10A NCAC 13K .0505 SERVICES ARRANGED WITH Amended Eff. February 1, 1996 effect without further action OTHER AGENCIES AND Necessary without substantive If yes, include the citation to the 42 CFR 418.108 Necessary without substantive Necessary without substantive public interest Select One federal law Select One public interest and should remain in public interest Select One SECTION .0600 -10A NCAC 13K .0601 ACCEPTANCE OF PATIENTS Amended Eff. February 1, 1996 effect without further action PATIENT/FAMILY FOR HOSPICE SERVICES Necessary without substantive If yes, include the citation to the Necessary without substantive 42 CFR 418.56 Necessary without substantive Select One Select One public interest and should remain in federal law public interest Select One effect without further action

G.S. 150B-21.3A Report for 10A NCAC 13K, HOSPICE LICENSING RULES Agency-Medical Care Commission

bchapter	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B- 21.3A(c)(1)a]	Implements or Conforms to Federal Regulation [1508-21.3A(e)]	Federal Regulation Citation	Public Comment Received [150B- 21.3A(c)(1)]	Agency Determination Following Public Comment [1508-21.3A(c)(1)]	RRC Determination of Public Comments [150B-21.3A(c)(2)	RRC Final Determination of Status of Rule for Report to APO [150B- 21.3A(c){2}]	OAH Next Steps
×		10A NCAC 13K ,0604	PATIENT'S RIGHTS AND RESPONSIBILITIES	Eff. February 1, 1996	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	42 CFR 418.52	Select One	Necessary with substantive public interest	Select One	Necessary with substantive public interest and must be readopted	Select One
		10A NCAC 13K .0605	HOME CARE	Eff. April 1, 1996	Necessary without substantive public interest	No		Select One	Necessary without substantive public interest	Select One	Necessary without substantive public interest and should remain in effect without further action	Select One
*	SECTION .0700 - PATIENT/FAMILY CARE PLAN	10A NCAC 13K .0701	CARE PLAN	Amended Eff. February 1, 1996	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	42 CFR 418.56	Select One	Necessary with substantive public interest	Select One	Necessary with substantive public interest and must be readopted	Select One
	SECTION .0800 - PHARMACEUTICAL AND MEDICAL TREATMENT ORDERS AND ADMINISTRATION	10A NCAC 13K .0801	PHARMACEUTICAL AND MEDICAL TREATMENT ORDERS	Amended Eff. April 1, 1996	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	42 CFR 418.106	Select One	Necessary without substantive public interest	Select One	Necessary without substantive public interest and should remain in effect without further action	Select One
		10A NCAC 13K .0802	ADMINISTRATION OF PHARMACEUTICALS	Amended Eff. February 1, 1996	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	42 CFR 418,106	Select One	Necessary without substantive public interest	Select One	Necessary without substantive public interest and should remain in effect without further action	Select One
	SECTION .0900 - MEDICAL RECORDS	10A NCAC 13K .0901	CONTENT OF MEDICAL RECORD	Amended Eff. April 1, 1996	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	42 CFR 418.104	Select One	Necessary without substantive public Interest	Select One	Necessary without substantive public interest and should remain in effect without further action	Select One
		10A NCAC 13K .0902	RECORD CONTENT, HANDLING AND RETENTION	Amended Eff. February 1, 1996	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	42 CFR 418.104	Select One	Necessary without substantive public interest	Select One	Necessary without substantive public interest and should remain in effect without further action	Select One
	SECTION .1000 - EVALUATION	10A NCAC 13K .1001	EVALUATION REQUIRED	Amended Eff. February 1, 1996	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	42 CFR 418.10	Select One	Necessary without substantive public interest	Select One	Necessary without substantive public interest and should remain in effect without further action	Select One
	SECTION .1100 - HOSPICE RESIDENTIAL CARE	10A NCAC 13K .1101	ADMINISTRATION	Eff. June 1, 1991	Necessary without substantive public interest	. No		Select One	Necessary without substantive public interest	Select One	Necessary without substantive public interest and should remain in effect without further action	Select One
		10A NCAC 13K .1102	HOSPICE RESIDENCE STAFFING	Amended Eff. February 1, 1996	Necessary without substantive public interest	No		Select One	Necessary without substantive public interest	Select One	Necessary without substantive public interest and should remain in effect without further action	Select One
		10A NCAC 13K ,1103	PHARMACEUTICAL SERVICES	Eff. June 1, 1991	Necessary without substantive public interest	No		Select One	Necessary without substantive public interest	Select One	Necessary without substantive public interest and should remain in effect without further action	Select One
*		10A NCAC 13K .1104	DIETARY SERVICES	Eff. June 1, 1991	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	42 CFR 418,110	Select One	Necessary with substantive public interest	Select One	Necessary with substantive public interest and must be readopted	Select One
		10A NCAC 13K .1105	HOSPICE VISITATION	Eff. June 1, 1991	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	42 CFR 418.110	Select One	Necessary without substantive public interest	Select One	Necessary without substantive public interest and should remain in effect without further action	Select One
		10A NCAC 13K .1106	INFECTION CONTROL	Eff. June 1, 1991	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	42 CFR 418.56	Select One	Necessary without substantive public interest	Select One	Necessary without substantive public interest and should remain in effect without further action	Select One

G.S. 150B-21.3A Report for 10A NCAC 13K, HOSPICE LICENSING RULES Agency - Medical Care Commission

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	2/23/18 - 4/24/18 APO Filled in by I	INC stati				Appending to the second		-2 MIN -4 -				
Subchapter	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B- 21.3A(c)[1]a]	Implements or Conforms to Federal Regulation [1508-21.3A(e)]	Federal Regulation Citation	Public Comment Received [1508- 21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]	RRC Determination of Public Comments [150B-21,3A(c)[2)	RRC Final Determination of Status of Rule for Report to APO [150B- 21.3A(c)(2)]	OAH Next Steps
		10A NCAC 13K .1107	HOUSEKEEPING AND LINENS	5 Eff. June 1, 1991	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	42 CFR 418.110	Select One	Necessary without substantive public Interest	Select One	Necessary without substantive public interest and should remain in effect without further action	Select One
		10A NCAC 19K .1108	REPORT OF DEATH	Eff. June 1, 1991	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	42 CFR 418.110	Select One	Necessary without substantive public interest	Select One	Necessary without substantive public interest and should remain in effect without further action	Select One
*		10A NCAC 13K .1109	RESIDENT CARE AREAS	Amended Eff. February 1, 1995	Necessary with substantive public Interest	Yes If yes, include the citation to the federal law	42 CFR 418.110	Select One	Necessary with substantive public interest	Select One	Necessary with substantive public Interest and must be readopted	Select One
		10A NCAC 13K .1110	FURNISHINGS	Eff. June 1, 1991	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	42 CFR 418.110	Select One	Necessary without substantive public interest	Select One	Necessary without substantive public interest and should remain in effect without further action	Select One
		10A NCAC 13K .1111	HOSPICE RESIDENCE ZONING AND FIRE SAFETY REQUIREMENTS	5 Eff. June 1, 1991	Necessary without substantive public interest	No		Select One	Necessary without substantive public Interest	Select One	Necessary without substantive public interest and should remain in effect without further action	Select One
		10A NCAC 13K .1112	DESIGN AND CONSTRUCTION	Eff. June 1, 1991	Necessary without substantive public interest	No		Select One	Necessary without substantive public interest	Select One	Necessary without substantive public interest and should remain in effect without further action	Select One
X		10A NCAC 13K .1113	PLANS AND SPECIFICATIONS	Amended Eff. February 1, 1996	Necessary with substantive public interest	No		Select One	Necessary with substantive public Interest	Select One	Necessary with substantive public interest and must be readopted	Select One
*		10A NCAC 13K .1114	PLUMBING	Eff. June 1, 1991	Necessary with substantive public interest	No		Select One	Necessary with substantive public interest	Select One	Necessary with substantive public interest and must be readopted	Select One
*		10A NCAC 13K .1115	WASTE DISPOSAL	Eff. June 1, 1991	Necessary with substantive public interest	No		Select One	Necessary with substantive public interest	Select One	Necessary with substantive public interest and must be readopted	Select One
*		10A NCAC 13K .1116	APPLICATION OF PHYSICAL PLANT REQUIREMENTS	Eff. February 1, 1996	Necessary with substantive public interest	No		Select One	Necessary with substantive public interest	Select One	Necessary with substantive public interest and must be readopted	Select One
	SECTION .1200 - HOSPICE INPATIENT CARE	10A NCAC 13K .1201	REQUIREMENTS FOR HOSPICE INPATIENT UNITS	Eff. June 1, 1991	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	42 CFR 418.110	Select One	Necessary with substantive public	Select One	Necessary with substantive public interest and must be readopted	Select One
		10A NCAC 13K ,1202	ADDITIONAL STAFFING REQUIREMENTS FOR HOSPICE INPATIENT UNITS	Amended Eff. January 1, 2010	Necessary without substantive public Interest	Yes If yes, include the citation to the federal law	42 CFR 418.110	Select One	Necessary without substantive public interest	Select One	Necessary without substantive public interest and should remain in effect without further action	Select One
		10A NCAC 13K .1203	ADDITIONAL SERVICES REQUIRED FOR HOSPICE INPATIENT CARE	Eff. June 1, 1991	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	42 CFR 418.100	Select One	Necessary without substantive public Interest	Select One	Necessary without substantive public interest and should remain in effect without further action	Select One
*		10A NCAC 13K .1204	ADDITIONAL PATIENT CARE AREA REQUIREMENTS FOR HOSPICE INPATIENT UNITS	Amended Eff. February 1, 1996	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	42 CFR 418,110	Select One	Necessary with substantive public interest	Select One	Necessary with substantive public interest and must be readopted	Select One
×		10A NCAC 13K .1205	FURNISHINGS FOR HOSPICE INPATIENT CARE	Eff. June 1, 1991	Necessary with substantive public interest	No		Select One	Necessary with substantive public interest	Select One	Necessary with substantive public interest and must be readopted	Select One

G.S. 150B-21.3A Report for 10A NCAC 13K, HOSPICE LICENSING RULES Agency - Medical Care Commission Comment Period - 2/23/18 - 4/24/18

ubchapter	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [1508- 21.3A(c)(1)a]	Implements or Conforms to Federal Regulation [150B-21.3A(e)]	Federal Regulation Citation	Public Comment Received [150B- 21.3A(c)(1)]	Agency Determination Following Public Comment [1508-21.3A(c)(1)]	RRC Determination of Public Comments [1508-21.3A(c)(2)	RRC Final Determination of Status of Rule for Report to APO [150B- 21.3A(c)(2)]	OAH Next Steps
*		10A NCAC 13K ,1206	HOSPICE INPATIENT FIRE AND SAFETY REQUIREMENTS	Eff. June 1, 1991	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	42 CFR 418.113	Select One	Necessary with substantive public interest	Select One	Necessary with substantive public interest and must be readopted	Select One
*		10A NCAC 13X .1207	HOSPICE INPATIENT REQUIREMENTS FOR HEATING/AIR CONDITIONING	Eff. June 1, 1991	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	42 CFR 418.110	Select One	Necessary with substantive public interest	Select One	Necessary with substantive public interest and must be readopted	Select One
× ×		10A NCAC 13K .1208	HOSPICE INPATIENT REQUIREMENTS/EMERGENC Y ELECTRICAL SERVICE	Eff. June 1, 1991	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	42 CFR 418.110	Select One	Necessary with substantive public interest	Select One	Necessary with substantive public interest and must be readopted	Select One
		10A NCAC 13K ,1209	HOSPICE INPATIENT REQUIREMENTS FOR GENERAL ELECTRICAL	Eff. June 1, 1991	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	42 CFR 418.110	Select One	Necessary without substantive public interest	Select One	Necessary without substantive public interest and should remain in effect without further action	Select One
		10A NCAC 13K .1210	OTHER HOSPICE INPATIENT REQUIREMENTS	Eff. June 1, 1991	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	42 CFR 418.110	Select One	Necessary without substantive public interest	Select One	Necessary without substantive public interest and should remain in effect without further action	Select One
		10A NCAC 13K .1211	ADDITIONAL PLUMBING REQUIREMENTS/HOSPICE INPATIENT UNITS	Eff. June 1, 1991	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	42 CFR 418.110	Select One	Necessary without substantive public interest	Select One	Necessary without substantive public interest and should remain in effect without further action	Select One
		10A NCAC 13K ,1212	APPLICATION OF PHYSICAL PLANT REQUIREMENTS	Eff. February 1, 1996	Necessary with substantive public interest	No		Select One	Necessary with substantive public interest	Select One	Necessary with substantive public interest and must be readopted	Select One