



North Carolina Department of Health and Human Services
Division of Health Service Regulation

Pat McCrory
Governor

Richard O. Brajer
Secretary

Mark Payne, Director
Health Service Regulation

MEMORANDUM

DATE: December 1, 2016
TO: Interested Parties
FROM: Nadine Pfeiffer, Rule Review Manager *NP*
RE: NC Register Republication Proposed Readoption
10A NCAC 13P Emergency Services and Trauma Rule

GS 150B-21.2 requires a rule-making body to notify certain individuals of its intent to adopt a rule. It also requires notification of the date, time and location of the public hearing on the rule and any fiscal analysis that has been prepared in connection with the proposed rule. The proposed rule readoption is a result of the periodic review of the Subchapter 10A NCAC 13P rules, thereby necessitating all rules determined as "Necessary With Substantive Public Interest" be readopted.

The North Carolina Medical Care Commission has determined there is a substantial change following the comment period for one of the proposed readoption rules published as a repeal in 30:24 of the NC Register on June 15, 2016. GS 150B-21.2(g) requires a rule-making body to republish a rule in the NC Register and accept comments if the rule differs substantially from the text of the proposed rule in the NC Register.

Therefore, the North Carolina Medical Care Commission has submitted form OAH 0300 to the Codifier of Rules, Office of Administrative Hearings, indicating its intent to proceed with the following rule-making action:

Republish the following rule:

10A NCAC 13P .0203 Special Situations (Readopt with Substantial Changes)

The fiscal analysis approved by the Office of State Budget and Management on April 25, 2016 in accordance with accordance with G.S. 150B-21.4 was revised to reflect the substantial change text to rule 10A NCAC 13P .0203. These revisions were approved by the Office of State Budget and Management on September 14, 2016 identifying no change in fiscal impact; therefore no fiscal note is needed for this rule.



Office of the Director

<http://www.ncdhhs.gov/dhsr/>

Phone: 919-855-3750 / Fax: 919-733-2757

Location: 809 Ruggles Drive v Dorothea Dix Hospital Campus v Raleigh, N.C. 27603

Mailing Address: 2701 Mail Service Center • Raleigh, North Carolina 27699-2701

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The proposed rule text is attached to this memo. The rule was published in today's December 1, 2016 edition of the N.C. Register which can be found at the Office of Administrative Hearings web site at <http://www.ncoah.com/rules/register>.

A public hearing is scheduled for January 4, 2017 at 10:00 a.m. in Room 131, Wright Building, 1201 Umstead Drive, Raleigh, NC 27603. The building is located on the Dorothea Dix campus. The Commission is accepting public comments on these rules from December 1, 2016 – January 30, 2017. Comments will also be accepted in person at the public hearing. The proposed effective date of this rule is April 1, 2017.

A copy of the proposed rule and instructions for submitting comment can be found at the Division of Health Service Regulation web site at www.2ncdhhs.gov/dhsr/ruleactions.html. Should you have questions related to this memorandum or the proposed rule please feel free to contact the Office of Emergency Medical Services at (919) 855-3750.

Enclosures

cc: Dr. John Fagg, MD, Chair, N.C. Medical Care Commission
Mark Payne, Director, Health Service Regulation
Emery Milliken, Deputy Director, DHSR
Joel Johnson, Assistant General Counsel, DHHS
Tom Mitchell, Chief, OEMS
Wally Ainsworth, Regional Manager, OEMS
Chuck Lewis, Assistant Chief, OEMS