

1 10A NCAC 13P .1402 is readopted with changes as published in 30:24 NCR, pp. 2558-2606, as follows:

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3 **10A NCAC 13P .1402 PROVISIONS FOR PARTICIPATION IN THE CHEMICAL ADDICTION OR**
4 **ABUSE TREATMENT PROGRAM**

5 ~~Individuals recommended by the EMS Disciplinary Committee [authorized by the OEMS, using]~~ The OEMS shall
6 use the screening criteria set forth in this Section [-1400 of this Subchapter,] to determine whether an individual may
7 enter the ~~Treatment Program~~ defined treatment program established in by Rule .1401 of this ~~Section~~ Section. The
8 individual may ~~participate if:~~ enter the program if the ~~[individual meets all the following requirements:]~~ individual:

- 9 (1) ~~the individual~~ acknowledges, in writing, the actions ~~which~~ that violated the performance
10 requirements found in this Subchapter;
- 11 (2) ~~the individual~~ has not been ~~charged~~ [charged,] ~~[awaiting adjudication,]~~ or convicted at any time in
12 his or her past, of diverting chemicals for the purpose of ~~sale or distribution or dealing or selling~~
13 illicit drugs; [sale, or] distribution, [or] dealing, or selling illicit drugs;
- 14 (3) ~~the individual~~ is not under current criminal investigation or subject to pending criminal charges by
15 law enforcement;
- 16 (4) ~~the individual~~ ceases in the direct delivery of any patient care and surrenders all EMS credentials
17 until either the individual is eligible for issuance of an encumbered EMS credential pursuant to
18 Rule .1403 of this Section, or has ~~successfully~~ completed the treatment program established in
19 Rule .1401 of this Section; and
- 20 (5) ~~the individual~~ agrees to accept responsibility for all costs including assessment, treatment,
21 monitoring, and body fluid screening.

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23 *History Note:* Authority G.S. 131E-159(f); 143-508(b); 143-508(d)(10); ~~143-509(13); 143-519;~~
24 ~~Eff. October 1, 2010; 2010;~~
25 Readopted Eff. January 1, 2017.