

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019

H.B. 1173
May 22, 2020
HOUSE PRINCIPAL CLERK

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HOUSE BILL DRH40538-MC-225

Short Title: Disapprove Certain DHHS Rules. (Public)

Sponsors: Representative C. Smith.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO DISAPPROVE RULES ADOPTED BY THE DEPARTMENT OF HEALTH AND
3 HUMAN SERVICES.
4 The General Assembly of North Carolina enacts:
5 SECTION 1. Pursuant to G.S. 150B-21.3(b1), the following rules, as adopted by the
6 North Carolina Department of Health and Human Services on February 11, 2019, and approved
7 by the Rules Review Commission on April 18, 2019, are disapproved:
8 10A NCAC 14J .0101 (Definitions)
9 10A NCAC 14J .0102 (Applicability – Operations and Enforcement and Incorporation by
10 Reference)
11 10A NCAC 14J .0103 (Applicability – Construction)
12 10A NCAC 14J .0201 (Requirement for Operations Manual)
13 10A NCAC 14J .0203 (Contents of Operations Manual)
14 10A NCAC 14J .0204 (Review of Manual)
15 10A NCAC 14J .0301 (Classification System and Total Design Capacity)
16 10A NCAC 14J .0302 (Separation of Male and Female Inmates)
17 10A NCAC 14J .0303 (Confinement of Inmates Under 18 Years of Age)
18 10A NCAC 14J .0402 (Portable Fire Extinguishers)
19 10A NCAC 14J .0403 (Fire Plan, Fire Evacuation Training, and Disaster Plan)
20 10A NCAC 14J .0404 (Mattresses)
21 10A NCAC 14J .0405 (Keys)
22 10A NCAC 14J .0501 (General Security Requirements)
23 10A NCAC 14J .0601 (Supervision)
24 10A NCAC 14J .0702 (Mattresses and Bedding)
25 10A NCAC 14J .0705 (Personal Hygiene Items)
26 10A NCAC 14J .0904 (Menus)
27 10A NCAC 14J .1001 (Medical Plan)
28 10A NCAC 14J .1002 (Screening of Inmates)
29 10A NCAC 14J .1201 (Applicability – Construction)
30 10A NCAC 14J .1202 (Consultation and Technical Assistance)
31 10A NCAC 14J .1203 (Compliance Review and Approval)
32 10A NCAC 14J .1207 (Inmate Processing Area and Padded Cell)
33 10A NCAC 14J .1210 (Other Areas)
34 10A NCAC 14J .1212 (Floors, Ceilings, and Walls)
35 10A NCAC 14J .1213 (Showers and Plumbing Fixtures)
36 10A NCAC 14J .1214 (Windows and Glazing)



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- 1 10A NCAC 14J .1215 (Doors, Bunks, Locks, and Fasteners)
- 2 10A NCAC 14J .1218 (Plumbing Systems)
- 3 10A NCAC 14J .1219 (Electrical Systems)
- 4 10A NCAC 14J .1225 (Standards for Dayrooms)
- 5 10A NCAC 14J .1226 (Standards for Dormitories)

6 **SECTION 2.** This act is effective when it becomes law.