

**25 NCAC 01N .0304 ANTI-DISCRIMINATION**

It is the State's policy not to discriminate against any applicant or employee who has or is suspected of having AIDS or HIV infection. The State recognizes that an employee with AIDS or HIV infection may wish to continue working. As long as an employee is able to satisfactorily perform the duties of the job [G.S. 168A-3(9), 130A-148(i)] and there is no medical indication that the employee's condition is a health threat to co-workers or the public, an employee shall not be denied continued employment nor shall any applicant be denied employment solely because of the medical condition.

*History Note: Authority G.S. 126-4; 130A-148C(i); 168A-3(9);  
Eff. November 1, 1990;  
Recodified from 25 NCAC 01L .0204 Eff. December 29, 2003;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 4, 2016.*