

## **SUBCHAPTER 14E - LICENSURE OF SUITABLE FACILITIES FOR THE PERFORMANCE OF SURGICAL ABORTIONS**

### **SECTION .0100 – LICENSURE PROCEDURE**

#### **10A NCAC 14E .0101 DEFINITIONS**

The following definitions will apply throughout this Subchapter:

- (1) "Abortion" means the termination of a pregnancy as defined in G.S. 90-21.81(1c).
- (2) "Clinic" means a freestanding facility neither physically attached nor operated by a licensed hospital for the performance of abortions completed during the first 12 weeks of pregnancy.
- (3) "Division" means the Division of Health Service Regulation of the North Carolina Department of Health and Human Services.
- (4) "Gestational age" means the length of pregnancy as indicated by the date of the first day of the last normal monthly menstrual period, if known, or as determined by ultrasound.
- (5) "Governing authority" means the individual, agency, group, or corporation appointed, elected or otherwise designated, in which the ultimate responsibility and authority for the conduct of the abortion clinic is vested pursuant to Rule .0318 of this Subchapter.
- (6) "Health Screening" means an evaluation of an employee or contractual employee, including tuberculosis testing, to identify any underlying conditions that may affect the person's ability to work in the clinic.
- (7) "New clinic" means one that is not certified as an abortion clinic by the Division as of July 1, 2023, and has not been certified or licensed within the previous six months of the application for licensure.
- (8) "Registered Nurse" means a person who holds a valid license issued by the North Carolina Board of Nursing to practice professional nursing in accordance with the Nursing Practice Act, G.S. 90, Article 9A.

*History Note:* Authority G.S. 131E-153; S.L. 2023-14, s. 2.4;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989; June 30, 1980;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;  
Codifier determined that agency's findings of need did not meet criteria for emergency rule on June 22, 2023;  
Emergency Rule Eff. June 30, 2023;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7;  
Temporary Adoption Eff. October 27, 2023.

#### **10A NCAC 14E .0102 CONFERENCE**

*History Note:* Authority G.S. 143B-10; S.L. 2023-14, s. 2.4;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;  
Codifier determined that agency's findings of need did not meet criteria for emergency rule on June 22, 2023;  
Emergency Rule Eff. June 30, 2023;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7;  
Emergency Rule Expired Eff. October 13, 2023.

#### **10A NCAC 14E .0103 CHANGES**

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;

*Readopted Eff. December 19, 1977;*  
*Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;*  
*Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7.*

#### **10A NCAC 14E .0104 PLANS**

*History Note: Authority G.S. 143B-10; S.L. 2023-14, s. 2.4;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. October 1, 2015;*  
*Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;*  
*Codifier determined that agency's findings of need did not meet criteria for emergency rule on June 22, 2023;*  
*Emergency Rule Eff. June 30, 2023;*  
*Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7;*  
*Emergency Rule Expired Eff. November 16, 2023.*

#### **10A NCAC 14E .0105 APPROVAL**

*History Note: Authority G.S. 14-45.1(a); 143B-10;*  
*Eff. February 1, 1976;*  
*Readopted Eff. December 19, 1977;*  
*Amended Eff. December 1, 1989;*  
*Readopted Eff. February 1, 2021;*  
*Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7.*

#### **10A NCAC 14E .0106 APPLICATION**

(a) Prior to the admission of patients, an applicant for a new clinic shall submit an application for licensure and receive approval from the Division.

(b) Application forms may be obtained by contacting the Division at 2712 Mail Service Center Raleigh, NC 27699-2712.

(c) The application form shall set forth:

- (1) Legal identity of the applicant;
- (2) The name or names under which the facility or services are advertised or presented to the public;
- (3) The facility's mailing address;
- (4) The facility's physical address;
- (5) The ownership of the facility, including a description of the legal character of the operating ownership;
- (6) The owner of the premises from which services are offered including the name and address of the owner of the premises if different from the owner of the facility;
- (7) If the facility is operated under a management contract, the name and address of the building's management company;
- (8) A description of the arrangements that have been made for the disposal of pathological waste, products of conception, and sharps, and the name and address of the provider of such services if not performed by the facility;
- (9) The name, specialty, board certifications, and medical license number of the Medical Director;
- (10) The name, specialty, board certifications, and medical license number of each member of the medical staff;
- (11) The name, nursing certificate number, and renewal number of the Director of Nursing;
- (12) The name, nursing certificate number, and renewal number of each nursing staff member; and
- (13) The name of the consulting pathologist, the name of the consulting pathologist's laboratory, and the address of the laboratory.

(d) After construction requirements in Section .0200 of Subchapter 13S of Title 10A of the North Carolina Administrative Code have been met and the application for licensure has been received and approved, the Division shall conduct an on-site, licensure survey.

*History Note:* Authority G.S. 131E-153; 131E-153.2; S.L. 2023-14, s. 2.4;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;  
Codifier determined that agency's findings of need did not meet criteria for emergency rule on June 22, 2023;  
Emergency Rule Eff. June 30, 2023;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7;  
Temporary Amendment Eff. December 22, 2023.

#### **10A NCAC 14E .0107 ISSUANCE OF LICENSE**

- (a) The Division shall issue a license if it finds the facility can comply with all requirements described in this Subchapter and Subchapter 13S of Title 10A of the North Carolina Administrative Code.
- (b) Each license shall be issued only for the premises and persons or organizations named in the application and shall not be transferable.
- (c) The governing authority shall notify the Division in writing, within 10 working days, of any change in the name of the facility or change in the name of the administrator.
- (d) The facility shall report to the Division all incidents, within 10 working days, of vandalism to the facility such as fires, explosions, or other actions that prevent a service from providing abortion services.

*History Note:* Authority G.S. 131E-153; 131E-153.2; S.L. 2023-14, s. 2.4;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;  
Codifier determined that agency's findings of need did not meet criteria for emergency rule on June 22, 2023;  
Emergency Rule Eff. June 30, 2023;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7;  
Temporary Amendment Eff. December 22, 2023.

#### **10A NCAC 14E .0108 POSTING**

*History Note:* Authority G.S. 143B-10; S.L. 2023-14, s. 2.4;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;  
Codifier determined that agency's findings of need did not meet criteria for emergency rule on June 22, 2023;  
Emergency Rule Eff. June 30, 2023;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7;  
Emergency Rule Expired Eff. October 13, 2023.

#### **10A NCAC 14E .0109 RENEWAL**

- (a) Each license, shall be renewed at the beginning of each calendar year.
- (b) The renewal application form shall set forth:
  - (1) Legal identity of the applicant;
  - (2) The name or names under which the facility or services are advertised or presented to the public;

- (3) The facility's mailing address;
  - (4) The facility's physical address;
  - (5) The ownership of the facility, including a description of the legal character of the operating ownership;
  - (6) The owner of the premises from which services are offered including the name and address of the owner of the premises if different from the owner of the facility;
  - (7) If the facility is operated under a management contract, the name and address of the building's management company;
  - (8) A description of the arrangements that have been made for the disposal of pathological waste, products of conception, and sharps, and the name and address of the provider of such services if not performed by the facility;
  - (9) The name, specialty, board certifications, and medical license number of the Medical Director;
  - (10) The name, specialty, board certifications, and medical license number of each member of the medical staff;
  - (11) The name, nursing certificate number, and renewal number of the Director of Nursing;
  - (12) The name, nursing certificate number, and renewal number of each nursing staff member; and
  - (13) The name of the consulting pathologist, the name of the consulting pathologist's laboratory, and the address of the laboratory.
  - (14) The number of abortion procedures performed since initial licensure or the most recent licensure renewal, whichever is later; and
  - (15) The number of patients that were transferred to a hospital since initial licensure or the most recent licensure renewal, whichever is later.
- (c) Upon the filing of a renewal application, the clinic must pay a non-refundable renewal fee as defined in G.S. 131E-153.2.
- (d) An application for renewal of licensure must be filed with the Division at least 30 days prior to the date of expiration. Renewal application forms shall be furnished by the Division.
- (e) Failure to file a renewal application shall result in expiration of the license to operate.

*History Note:* Authority G.S. 131E-153; 131E-153.2; 143B-10; S.L. 2023-14, s. 2.4;  
 Eff. February 1, 1976;  
 Readopted Eff. December 19, 1977;  
 Amended Eff. October 1, 2015;  
 Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;  
 Codifier determined that agency's findings of need did not meet criteria for emergency rule on June 22, 2023;  
 Emergency Rule Eff. June 30, 2023;  
 Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7;  
 Temporary Amendment Eff. December 22, 2023.

#### **10A NCAC 14E .0110 REVOCATION**

*History Note:* Authority G.S. 131E-153.2; 143B-10; 150B-23; S.L. 2023-14, s. 2.4;  
 Eff. February 1, 1976;  
 Amended Eff. December 1, 1989;  
 Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;  
 Codifier determined that agency's findings of need did not meet criteria for emergency rule on June 22, 2023;  
 Emergency Rule Eff. June 30, 2023;  
 Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7;  
 Emergency Rule Expired Eff. October 17, 2023.

#### **10A NCAC 14E .0111 INSPECTIONS**

- (a) Any clinic licensed by the Division to perform abortions shall be inspected by representatives of the Division annually and as it may deem necessary as a condition of holding such license. An inspection may be conducted whenever the Division receives a complaint alleging the clinic is not in compliance with the rules of the Subchapter.
- (b) Representatives of the Division shall make their identities known to the clinic staff prior to inspection of the clinic.
- (c) Representatives of the Division may review any records in any medium necessary to determine compliance with the rules of this Subchapter. The Department shall maintain the confidentiality of the complainant and the patient, unless otherwise required by law.
- (d) The clinic shall allow the Division to have immediate access to its premises and the records necessary to conduct an inspection and determine compliance with the rules of this Subchapter.
- (e) A clinic shall file a written plan of correction for cited deficiencies within 10 business days of receipt of the report of the survey. The Division shall review and respond to a written plan of correction within 10 business days of receipt of the corrective action plan.

*History Note:* Authority G.S. 131E-153; 131E-153.6; S.L. 2023-14, s. 2.4;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;  
Codifier determined that agency's findings of need did not meet criteria for emergency rule on June 22, 2023;  
Emergency Rule Eff. June 30, 2023;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7;  
Temporary Adoption Eff. October 27, 2023.

#### **10A NCAC 14E .0112 ALTERATIONS**

*History Note:* Authority G.S. 143B-10; S.L. 2023-14, s. 2.4;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. December 1, 1989;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;  
Codifier determined that agency's findings of need did not meet criteria for emergency rule on June 22, 2023;  
Emergency Rule Eff. June 30, 2023;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7;  
Emergency Rule Expired Eff. November 16, 2023.

#### **10A NCAC 14E .0113 CHANGES**

*History Note:* Authority G.S. 143B-10; S.L. 2023-14, s. 2.4;  
Emergency Rule Eff. July 18, 2023;  
Emergency Rule Expired Eff. October 13, 2023.

#### **10A NCAC 14E .0114 APPROVAL**

*History Note:* Authority G.S. 143B-10; S.L. 2023-14, s. 2.4;  
Emergency Adoption Eff. July 18, 2023;  
Emergency Rule Expired Eff. November 16, 2023.

### **SECTION .0200 - MINIMUM STANDARDS FOR CONSTRUCTION AND EQUIPMENT**

#### **10A NCAC 14E .0201 BUILDING CODE REQUIREMENTS**

*History Note:* Authority G.S. 143B-10; S.L. 2023-14, s. 2.4;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;  
Codifier determined that agency's findings of need did not meet criteria for emergency rule on June 22, 2023;  
Emergency Rule Eff. June 30, 2023;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7;  
Emergency Rule Expired Eff. November 16, 2023.

#### **10A NCAC 14E .0202 SANITATION**

*History Note:* Authority G.S. 143B-10; S.L. 2023-14, s. 2.4;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. August 1, 2019; October 1, 2015; July 1, 1994;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;  
Codifier determined that agency's findings of need did not meet criteria for emergency rule on June 22, 2023;  
Emergency Rule Eff. June 30, 2023;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7;  
Emergency Rule Expired Eff. November 16, 2023.

#### **10A NCAC 14E .0203 ELEVATOR**

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7.

#### **10A NCAC 14E .0204 CORRIDORS**

*History Note:* Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7.

#### **10A NCAC 14E .0205 DOORS**

*History Note:* Authority G.S. 14-45.1(a);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. July 1, 1994;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7.

#### **10A NCAC 14E .0206 ELEMENTS AND EQUIPMENT**

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7.

#### **10A NCAC 14E .0207 AREA REQUIREMENTS**

*History Note:* Authority G.S. 143B-10; S.L. 2023-14, s. 2.4;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; December 24, 1979;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;  
Codifier determined that agency's findings of need did not meet criteria for emergency rule on June 22, 2023;  
Emergency Rule Eff. June 30, 2023;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7;  
Emergency Rule Expired Eff. November 16, 2023.

#### **10A NCAC 14E .0208 SHARED SERVICES**

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7.

#### **10A NCAC 14E .0209 ELEVATOR**

*History Note:* Authority G.S. 143B-10; S.L. 2023-14, s. 2.4;  
Emergency Adoption Eff. July 18, 2023;  
Emergency Rule Expired Eff. November 16, 2023.

#### **10A NCAC 14E .0210 CORRIDORS**

*History Note:* Authority S.L. 2023-14, s. 2.4;  
Emergency Adoption Eff. July 18, 2023;  
Emergency Rule Expired Eff. November 16, 2023.

#### **10A NCAC 14E .0211 DOORS**

*History Note:* Authority S.L. 2023-14, s. 2.4;  
Emergency Adoption Eff. July 18, 2023;  
Emergency Rule Expired Eff. November 16, 2023.

#### **10A NCAC 14E .0212 ELEMENTS AND EQUIPMENT**

*History Note:* Authority G.S. 143B-10; S.L. 2023-14, s. 2.4;  
Emergency Adoption Eff. July 18, 2023;  
Emergency Rule Expired Eff. November 16, 2023.

## **10A NCAC 14E .0213    SHARED SERVICES**

*History Note:*    Authority G.S. 143B-10; S.L. 2023-14, s. 2.4;  
Emergency Rule Eff. July 18, 2023;  
Emergency Rule Expired Eff. October 13, 2023.

### **SECTION .0300 – GOVERNING AUTHORITY**

## **10A NCAC 14E .0301    OWNERSHIP**

*History Note:*    Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7.

## **10A NCAC 14E .0302    GOVERNING AUTHORITY**

*History Note:*    Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; December 1, 1989;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7.

## **10A NCAC 14E .0303    POLICIES AND PROCEDURES AND ADMINISTRATIVE RECORDS**

*History Note:*    Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366 s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7.

## **10A NCAC 14E .0304    ADMISSION AND DISCHARGE**

*History Note:*    Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1995; July 1, 1994; December 1, 1989;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7.

## **10A NCAC 14E .0305    MEDICAL RECORDS**

*History Note:*    Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7.



#### **10A NCAC 14E .0306 PERSONNEL RECORDS**

*History Note:* Authority G.S. 14-45.1(a); 14-45.1(a1); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7.

#### **10A NCAC 14E .0307 NURSING SERVICE**

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; December 1, 1989;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7.

#### **10A NCAC 14E .0308 QUALITY ASSURANCE**

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. October 1, 2015;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7.

#### **10A NCAC 14E .0309 LABORATORY SERVICES**

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989; October 28, 1981;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7.

#### **10A NCAC 14E .0310 EMERGENCY BACK-UP SERVICES**

*History Note:* Authority G.S. 14-45.1(a); 143B-10; S.L. 2013-366, s. 4(c);  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 24, 1979;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7.

#### **10A NCAC 14E .0311 SURGICAL SERVICES**

*History Note:* Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; July 1, 1994; December 1, 1989; November 1, 1984; September 1, 1984;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;

*Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7.*

#### **10A NCAC 14E .0312 MEDICATIONS AND ANESTHESIA**

*History Note: Authority G.S. 14-45.1(a); 14-45.1(g); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Readopted Eff. February 1, 2021;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7.*

#### **10A NCAC 14E .0313 POST-OPERATIVE CARE**

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. October 1, 2015; December 24, 1979;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7.*

#### **10A NCAC 14E .0314 CLEANING OF MATERIALS AND EQUIPMENT**

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7.*

#### **10A NCAC 14E .0315 HOUSEKEEPING**

*History Note: Authority G.S. 143B-10; S.L. 2023-14, s. 2.4;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. August 1, 2019; October 1, 2015; December 1, 1989;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;  
Codifier determined that agency's findings of need did not meet criteria for emergency rule on June 22, 2023;  
Emergency Rule Eff. June 30, 2023;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7;  
Emergency Rule Expired Eff. November 16, 2023.*

#### **10A NCAC 14E .0316 FOOD SERVICE**

*History Note: Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Amended Eff. January 1, 1990;  
Readopted Eff. February 1, 2021;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7.*

#### **10A NCAC 14E .0317 OWNERSHIP**

*History Note: Authority G.S. 143B-10; S.L. 2023-14, s. 2.4;  
Emergency Rule Eff. July 18, 2023;*

*Emergency Rule Expired Eff. October 13, 2023.*

**10A NCAC 14E .0318 GOVERNING AUTHORITY**

*History Note: Authority G.S. 143B-10; S.L. 2023-14, s. 2.4;  
Emergency Adoption Eff. July 18, 2023;  
Emergency Rule Expired Eff. November 16, 2023.*

**10A NCAC 14E .0319 POLICIES AND PROCEDURES AND ADMINISTRATIVE RECORDS**

*History Note: Authority G.S. 143B-10; S.L. 2023-14, s. 2.4;  
Emergency Adoption Eff. July 18, 2023;  
Emergency Rule Expired Eff. November 16, 2023.*

**10A NCAC 14E .0320 ADMISSION AND DISCHARGE**

*History Note: Authority G.S. 143B-10; S.L. 2023-14, s. 2.4;  
Emergency Adoption Eff. July 18, 2023;  
Emergency Rule Expired Eff. November 16, 2023.*

**10A NCAC 14E .0321 MEDICAL RECORDS**

*History Note: Authority G.S. 143B-10; S.L. 2023-14, s. 2.4;  
Emergency Adoption Eff. July 18, 2023;  
Emergency Rule Expired Eff. November 16, 2023.*

**10A NCAC 14E .0322 PERSONNEL RECORDS**

*History Note: Authority G.S. 143B-10; S.L. 2023-14, s. 2.4;  
Emergency Adoption Eff. July 18, 2023;  
Emergency Rule Expired Eff. November 16, 2023.*

**10A NCAC 14E .0323 NURSING SERVICE**

*History Note: Authority G.S. 143B-10; S.L. 2023-14, s. 2.4;  
Emergency Adoption Eff. July 18, 2023;  
Emergency Rule Expired Eff. November 16, 2023.*

**10A NCAC 14E .0324 QUALITY ASSURANCE**

*History Note: Authority G.S. 143B-10; S.L. 2023-14, s. 2.4;  
Emergency Adoption Eff. July 18, 2023;  
Emergency Rule Expired Eff. November 16, 2023.*

**10A NCAC 14E .0325 LABORATORY SERVICES**

*History Note: Authority G.S. 143B-10; S.L. 2023-14, s. 2.4;  
Emergency Adoption Eff. July 18, 2023;  
Emergency Rule Expired Eff. November 16, 2023.*

**10A NCAC 14E .0326 EMERGENCY BACK-UP SERVICES**

*History Note: Authority G.S. 143B-10; S.L. 2023-14, s. 2.4;  
Emergency Adoption Eff. July 18, 2023;  
Emergency Rule Expired Eff. November 16, 2023.*

## **10A NCAC 14E .0327     SURGICAL SERVICES**

*History Note:*     Authority G.S. 143B-10; S.L. 2023-14, s. 2.4;  
Emergency Adoption Eff. July 18, 2023;  
Emergency Rule Expired Eff. November 16, 2023.

## **10A NCAC 14E .0328     MEDICATIONS AND ANESTHESIA**

*History Note:*     Authority G.S. 143B-10; S.L. 2023-14, s. 2.4;  
Emergency Adoption Eff. July 18, 2023;  
Emergency Rule Expired Eff. November 16, 2023.

## **10A NCAC 14E .0329     POST-OPERATIVE CARE**

*History Note:*     Authority G.S. 143B-10; S.L. 2023-14, s. 2.4;  
Emergency Adoption Eff. July 18, 2023;  
Emergency Rule Expired Eff. November 16, 2023.

## **10A NCAC 14E .0330     CLEANING OF MATERIALS AND EQUIPMENT**

*History Note:*     Authority G.S. 143B-10; S.L. 2023-14, s. 2.4;  
Emergency Adoption Eff. July 18, 2023;  
Emergency Rule Expired Eff. November 16, 2023.

## **10A NCAC 14E .0331     FOOD SERVICE**

*History Note:*     Authority G.S. 143B-10; S.L. 2023-14, s. 2.4;  
Emergency Adoption Eff. July 18, 2023;  
Emergency Rule Expired Eff. November 16, 2023.

# **SECTION .0400 - MEDICAL STAFF**

## **10A NCAC 14E .0401     QUALIFICATIONS**

*History Note:*     Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7.

## **10A NCAC 14E .0402     FILE**

*History Note:*     Authority G.S. 14-45.1(a); 143B-10;  
Eff. February 1, 1976;  
Readopted Eff. December 19, 1977;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 24, 2019;  
Repealed Eff. July 1, 2023 pursuant to G.S. 150B-21.7.

## **10A NCAC 14E .0403     QUALIFICATIONS**

*History Note:*     Authority G.S. 143B-10; S.L. 2023-14, s. 2.4;  
Emergency Rule Eff. July 18, 2023;  
Emergency Rule Expired Eff. October 13, 2023.

**10A NCAC 14E .0404    FILE**

*History Note:*    *Authority G.S. 143B-10; S.L. 2023-14, s. 2.4;*  
                      *Emergency Rule Eff. July 18, 2023;*  
                      *Emergency Rule Expired Eff. October 13, 2023.*