

1 21 NCAC 36 .0302 is adopted as published in NCR 31:01, pages 27-28, as follows:
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3 **21 NCAC 36 .0302 ESTABLISHMENT OF A NURSING PROGRAM - INITIAL APPROVAL**

4 (a) At least six months prior to the proposed enrollment of students in a nursing program, an institution
5 seeking approval to operate a nursing program shall employ a program director qualified pursuant to 21 NCAC
6 36 .0317(c) to develop the application documenting the following:

- 7 (1) a narrative description of the organizational structure of the program and its relationship to
8 the controlling institution, including accreditation status. The controlling institution must be an
9 accredited institution;
- 10 (2) a general overview of the proposed total curriculum that includes:
 - 11 (A) program philosophy, purposes, and objectives;
 - 12 (B) master plan of the curriculum, indicating the sequence for both nursing and non-
13 nursing courses, as well as prerequisites and corequisites;
 - 14 (C) course descriptions and course objectives for all courses; and
 - 15 (D) course syllabi pursuant to 21 NCAC 36.0321(i) for all first-year nursing courses;
- 16 (3) proposed student population;
- 17 (4) projected student enrollment;
- 18 (5) evidence of learning resources and clinical experiences available to implement and maintain
19 the program;
- 20 (6) financial resources adequate to begin and maintain program;
- 21 (7) physical facilities adequate to house the program;
- 22 (8) support services available to the program from the institution;
- 23 (9) approval of the program by the governing body of the parent institution; and
- 24 (10) a plan with a specified time frame for:
 - 25 (A) availability of qualified faculty as specified in 21 NCAC 36 .0318;
 - 26 (B) course syllabi as specified in 21 NCAC 36. 0321(h) of this Section for all nursing
27 courses;
 - 28 (C) student policies pursuant to 21 NCAC 36 .0320 of this Section for admission,
29 progression, and graduation of students; and
 - 30 (D) total program evaluation pursuant to 21 NCAC 36 ~~.0317(e)~~.0317(d).

31 (b) The application to establish a nursing program must be on a Board form, contain current and accurate
32 information, be complete, and be signed by the program director and the chief executive officer of the
33 controlling institution.

34 (c) The completed application shall be received by the Board not less than ~~90~~ 120 days prior to a regular
35 meeting of the Board to be considered for placement on the agenda of that meeting.

36 (d) The Board shall conduct an on-site survey of the proposed program and agencies after the application
37 meets all rule requirements and afford the petitioning institution an opportunity to respond to the survey.

1 (e) The Board shall consider all evidence, including the application, the survey report, and ~~any testimony~~
2 comments from representatives of the petitioning ~~institution~~ institution, public comments, and the status of
3 other nursing programs at the institution in determining approval status.

4 (f) If the Board finds, from the evidence presented, that the resources and plans meet all ~~rules~~ rule
5 requirements for establishing a new nursing program, the Board shall grant Initial Approval including a
6 maximum enrollment and implementation date.

7 (g) If the Board determines that a proposed program does not comply with all rules, initial approval shall be
8 denied.

9 (h) Failure of the controlling institution to submit documentation consistent with the time specified in the plan
10 of Subparagraph (a)(10) of this Rule shall result in Initial Approval being rescinded.

11 (i) Following the Initial Approval, if the first class of students are not enrolled in the program within one year,
12 the approval shall be rescinded.

13 (j) For 12 months following rescinded approval, the controlling institution shall not submit an application for
14 establishing a nursing program.

15 (k) A program may retain Initial Approval Status for the time necessary for full implementation of the
16 curriculum.

17 (l) Programs with Initial Approval shall be surveyed:

18 (1) during the final term of curriculum implementation of the program; and

19 (2) when there is information that the program may not be complying with Section .0300.

20 (m) If at any time it comes to the attention of the Board that a program on initial approval is not complying with
21 Section .0300 of this Chapter, the program, upon written notification, shall:

22 (1) correct the area of noncompliance and submit written evidence of correction to the Board; or

23 (2) submit and implement a plan for correction to the Board.

24 (n) If the Board determines that the program does not comply with Paragraph (m) of this Rule, Initial Approval
25 shall be rescinded.

26 (o) If, following the survey during the final term for curriculum implementation, the Boards finds that the
27 program is complying with Section .0300 of this Chapter, the Board shall place the program on Full Approval
28 status.

29 (p) If, following the survey during the final term for curriculum implementation the Board finds that the program
30 does not comply with the Section .0300 of this Chapter, the Board shall rescind Initial Approval and provide the
31 program with written notice of the Board's decision.

32 (q) Upon written request from the program submitted within 10 business days of the Board's written notice,
33 the Board shall schedule a hearing within 30 business days from the date on which the request was received.

34 (r) Following the hearing and consideration of all evidence provided, the Board shall assign the program Full
35 Approval status or shall enter an Order rescinding the Initial Approval status, which shall constitute closure of
36 the program pursuant to 21 NCAC 36 .0309.

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38 *History Note: Authority G.S. 90-171.23(b)(8); 90-171.38;*

1 *Eff. February 1, 1976;*
2 *Amended Eff. June 1, 1992; January 1, 1989; November 1, 1984; May 1, 1982;*
3 *Temporary Amendment Eff. October 11, 2001;*
4 *Amended Eff. December 1, 2016; January 1, 2009; December 1, 2005; August 1, 2002.*