

1 21 NCAC 36 .0303 is adopted as published in NCR 31:01, pages 28-29, as follows:
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3 **21 NCAC 36 .0303 EXISTING NURSING PROGRAM**

4 (a) All nursing programs under the authority of the Board may obtain national program accreditation by a
5 nursing accreditation body as defined in 21 NCAC 36 .0120(29).

6 (b) Full Approval

7 (1) The Board shall review approved programs at least every eight years as specified in G.S. 90-
8 171.40. Reviews of individual programs shall be conducted at shorter intervals upon request
9 from the individual institution or as considered necessary by the Board. National
10 accreditation self study reports shall provide basis for review for accredited programs.

11 (2) The Board shall send a written report of the review no more than 20 business days following
12 the completion of the review process. Responses from a nursing education program
13 regarding a review report or Board Warning Status as referenced in Paragraph (c) of this
14 Rule shall be received in the Board office by the deadline date specified in the letter
15 accompanying the report or notification of Warning Status. If no materials or documents are
16 received by the specified deadline date, the Board shall act upon the findings in the review
17 report and testimony of the Board staff.

18 (3) If the Board determines that a program has complied with the rules in this Section, the
19 program shall be continued on Full Approval status.

20 (4) If the Board determines a pattern of noncompliance with one or more rules in this Section, a
21 review shall be conducted. The program shall submit to the Board a plan of compliance to
22 correct the identified pattern. Failure to comply with the correction plan shall result in
23 withdrawal of approval, constituting closure, consistent with 21 NCAC 36 .0309.

24 (c) Warning Status

25 (1) If the Board determines that a program is not complying with the rules in this Section, the
26 Board shall assign the program Warning Status, and shall give written notice by certified mail
27 to the program specifying:

28 (A) the areas in which there is noncompliance;

29 (B) the date of notice by which the program must comply. The maximum timeframe for
30 compliance is two years; and

31 (C) the opportunity to schedule a hearing.

32 (2) On or before the required date of compliance identified in this Paragraph, if the Board
33 determines that the program is complying with the rules in this Section, the Board shall
34 assign the program Full Approval Status.

35 (3) If the Board finds the program is not in compliance with the rules in this Section by the date
36 specified in Part (c)(1)(B) of this Rule, ~~the Board shall withdraw approval constituting closure~~
37 ~~consistent with 21 NCAC 36 .0309, the program shall remain on Warning Status:~~

38 (A) a review by the Board shall be conducted during that time;

1 (B) following review, the Board may continue the program on Warning Status; or
2 (C) the Board may withdraw approval constituting closure consistent with 21 NCAC 36
3 .0309.

4 (4) Upon written request from the program, submitted within 10 business days of the Board's
5 written notice of Warning Status, the Board shall schedule a hearing within 30 business days
6 from the date on which the request was received.

7 (5) When a hearing is held at the request of the program and the Board determines ~~that:~~
8 ~~(A) —the program is in compliance with the rules in this Section, the Board shall assign the~~
9 ~~program Full Approval status; or Status.~~

10 ~~(B)(6) When a hearing is held at the request of the program and the Board determines that the~~
11 ~~program is not in compliance with the rules in this Section, the program shall remain on~~
12 ~~Warning Status. Status:~~

13 ~~(A) a review by the Board shall be conducted during that time.~~

14 ~~(B) following review, the Board may continue the program on Warning Status; or~~

15 ~~(C) the Board may withdraw approval constituting closure consistent with 21 NCAC 36~~
16 ~~.0309.~~

17 NOTE: The Board recommends but does not require that all nursing programs under the authority of the
18 Board pursue and maintain national nursing accreditation.

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20 *History Note: Authority G.S. 90-171.23(b); 90-171.38; 90-171.39; 90-171.40;*

21 *Eff. February 1, 1976;*

22 *Amended Eff. December 1, 2016; August 1, 2011; July 3, 2008; March 1, 2006; January 1,*
23 *2004; June 1, 1992; January 1, 1989.*