

G.S. 150B-21.3A Report for 21 NCAC 36, BOARD OF NURSING

Agency - Board of Nursing

Comment Period -

Date Submitted to APO - Filled in by RRC staff

Subchapter	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Required to Implement or Conform to Federal Regulation [150B-21.3A(d1)]	Federal Regulation Citation
	SECTION .0100 - GENERAL PROVISIONS	21 NCAC 36 .0109	SELECTION AND QUALIFICATIONS OF NURSE MEMBERS	Readopted Eff. January 1, 2019	Necessary	No	
		21 NCAC 36 .0112	DETERMINATION OF VACANCY	Readopted Eff. January 1, 2019	Necessary	No	
		21 NCAC 36 .0113	DETERMINATION OF QUALIFICATIONS	Readopted Eff. January 1, 2019	Necessary	No	
		21 NCAC 36 .0119	SUSPENSION OF AUTHORITY TO EXPEND FUNDS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. January 9, 2018	Necessary	No	
		21 NCAC 36 .0120	DEFINITIONS	Amended Eff. January 1, 2019 March 1, 2024	Necessary	No	
		21 NCAC 36 .0121	PETITIONING FOR RULEMAKING	Eff. November 1, 2020	Necessary	No	
		21 NCAC 36 .0122	PETITIONS FOR DECLARATORY RULINGS	Eff. November 1, 2020	Necessary	No	
	SECTION .0200 – LICENSURE	21 NCAC 36 .0201	BIENNIAL RENEWAL	Amended Eff. January 1, 2019	Necessary	No	
		21 NCAC 36 .0202	INACTIVE AND RETIRED STATUS	Readopted Eff. January 1, 2019	Necessary	No	
		21 NCAC 36 .0203	REINSTATEMENT OF EXPIRED LICENSE	Readopted Eff. January 1, 2019	Necessary	No	
		21 NCAC 36 .0207	VERIFICATION TO ANOTHER STATE	Amended Eff. January 1, 2019	Necessary	No	
		21 NCAC 36 .0208	CHANGE OF NAME AND CONTACT	Amended Eff. January 1, 2019	Necessary	No	
		21 NCAC 36 .0211	ELIGIBILITY AND APPLICATION FOR LICENSURE BY EXAMINATION	Amended Eff. March 1, 2025	Necessary	No	
		21 NCAC 36 .0213	REEXAMINATION	Readopted Eff. January 1, 2019	Necessary	No	
		21 NCAC 36 .0217	INVESTIGATIONS; DISCIPLINARY HEARINGS	Amended Eff. January 1, 2019	Necessary	No	
		21 NCAC 36 .0218	LICENSURE BY ENDORSEMENT	Amended Eff. March 1, 2025	Necessary	No	
		21 NCAC 36 .0219	TEMPORARY LICENSE	Readopted Eff. January 1, 2019	Necessary	No	
		21 NCAC 36 .0220	REFRESHER COURSE	Amended Eff. March 1, 2024	Necessary	No	
		21 NCAC 36 .0221	LICENSE REQUIRED	Amended Eff. July 1, 2023	Necessary	No	
		21 NCAC 36 .0223	CONTINUING EDUCATION PROGRAMS	Readopted Eff. January 1, 2019	Necessary	No	
		21 NCAC 36 .0224	COMPONENTS OF NURSING PRACTICE FOR THE REGISTERED NURSE	Readopted Eff. January 1, 2019	Necessary	No	
		21 NCAC 36 .0225	COMPONENTS OF NURSING PRACTICE FOR THE LICENSED PRACTICAL NURSE	Readopted Eff. January 1, 2019	Necessary	No	
	21 NCAC 36 .0226	NURSE ANESTHESIA PRACTICE	Readopted Eff. January 1, 2019	Necessary	No		
	21 NCAC 36 .0228	CLINICAL NURSE SPECIALIST PRACTICE	Amended Eff. December 1, 2023	Necessary	No		
	21 NCAC 36 .0231	EXCEPTIONS TO HEALTH CARE PRACTITIONERS IDENTIFICATION REQUIREMENTS:	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. January 9, 2018	Necessary	No		
	21 NCAC 36 .0232	CONTINUING COMPETENCE	Readopted Eff. January 1, 2019	Necessary	No		
	21 NCAC 36 .0233	OUT OF STATE STUDENTS	Amended Eff. March 1, 2024	Necessary	No		
	SECTION .0300 - APPROVAL OF NURSING PROGRAMS	21 NCAC 36 .0302	ESTABLISHMENT OF A NURSING PROGRAM - INITIAL APPROVAL	Amended Eff. March 1, 2024	Necessary	No	
		21 NCAC 36 .0303	EXISTING NURSING PROGRAM	Amended Eff. March 1, 2024	Necessary	No	
		21 NCAC 36 .0309	PROCESS FOR PROGRAM CLOSURE	Amended Eff. March 1, 2024	Necessary	No	
		21 NCAC 36 .0317	ADMINISTRATION	Amended Eff. March 1, 2024	Necessary	No	
		21 NCAC 36 .0318	FACULTY	Amended Eff. March 1, 2024	Necessary	No	

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		21 NCAC 36 .0320	STUDENTS	Amended Eff. March 1, 2024	Necessary	No	
		21 NCAC 36 .0321	CURRICULUM	Amended Eff. March 1, 2024	Necessary	No	
		21 NCAC 36 .0323	RECORDS AND REPORTS	Amended Eff. March 1, 2024	Necessary	No	
	SECTION .0400 - UNLICENSED PERSONNEL: NURSE AIDES	21 NCAC 36 .0401	ROLES OF UNLICENSED PERSONNEL	Amended Eff. January 1, 2019	Necessary	No	
		21 NCAC 36 .0402	COORDINATION WITH DIVISION OF HEALTH SERVICE REGULATION	Amended Eff. January 1, 2019	Necessary	No	
		21 NCAC 36 .0403	QUALIFICATIONS	Readopted Eff. January 1, 2019	Necessary	Yes If yes, include the citation to the federal law	42 U.S.C.S. 1395i-3 (1987)
		21 NCAC 36 .0404	LISTING AND RENEWAL	Readopted Eff. January 1, 2019	Necessary	Yes If yes, include the citation to the federal law	42 U.S.C.S. 1395i-3 (1987)
		21 NCAC 36 .0405	APPROVAL OF NURSE AIDE EDUCATION COURSES	Amended Eff. March 1, 2020	Necessary	No	
		21 NCAC 36 .0406	MEDICATION AIDE TRAINING REQUIREMENTS	Readopted Eff. January 1, 2019	Necessary	No	
	SECTION .0500 - PROFESSIONAL CORPORATIONS	21 NCAC 36 .0501	PURPOSE AND DEFINITIONS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. January 9, 2018	Necessary	No	
		21 NCAC 36 .0502	NAME OF PROFESSIONAL CORPORATION	Amended Eff. January 1, 2019	Necessary	No	
		21 NCAC 36 .0503	PREREQUISITES FOR INCORPORATION	Amended Eff. January 1, 2019	Necessary	No	
		21 NCAC 36 .0504	CERTIFICATE OF REGISTRATION	Amended Eff. January 1, 2019	Necessary	No	
		21 NCAC 36 .0505	GENERAL AND ADMINISTRATIVE PROVISIONS	Amended Eff. January 1, 2019	Necessary	No	
		21 NCAC 36 .0506	FORMS	Amended Eff. January 1, 2019	Necessary	No	
		21 NCAC 36 .0507	FEES	Amended Eff. January 1, 2019	Necessary	No	
	SECTION .0600 - ARTICLES OF ORGANIZATION	21 NCAC 36 .0601	NAME OF PROFESSIONAL LIMITED LIABILITY COMPANY	Amended Eff. January 1, 2019	Necessary	No	
		21 NCAC 36 .0602	PREREQUISITES FOR ORGANIZATION	Amended Eff. January 1, 2019	Necessary	No	
		21 NCAC 36 .0603	CERTIFICATE OF REGISTRATION	Amended Eff. January 1, 2019	Necessary	No	
		21 NCAC 36 .0604	GENERAL AND ADMINISTRATIVE PROVISIONS	Amended Eff. January 1, 2019	Necessary	No	
		21 NCAC 36 .0605	FEES	Amended Eff. January 1, 2019	Necessary	No	
	SECTION .0800 - APPROVAL AND PRACTICE PARAMETERS FOR NURSE PRACTITIONERS	21 NCAC 36 .0801	DEFINITIONS	Amended Eff. June 1, 2021	Necessary	No	
		21 NCAC 36 .0802	SCOPE OF PRACTICE	Amended Eff. June 1, 2021	Necessary	No	
		21 NCAC 36 .0803	NURSE PRACTITIONER REGISTRATION	Amended Eff. June 1, 2021	Necessary	No	
		21 NCAC 36 .0804	PROCESS FOR APPROVAL TO PRACTICE	Readopted Eff. January 1, 2019	Necessary	No	
		21 NCAC 36 .0805	EDUCATION AND CERTIFICATION REQUIREMENTS FOR REGISTRATION AND APPROVAL AS A NURSE PRACTITIONER	Amended Eff. June 1, 2021	Necessary	No	
		21 NCAC 36 .0806	ANNUAL RENEWAL OF APPROVAL TO PRACTICE	Amended Eff. June 1, 2021	Necessary	No	

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		21 NCAC 36 .0807	CONTINUING EDUCATION (CE)	Amended Eff. July 1, 2024	Necessary	No	
		21 NCAC 36 .0808	INACTIVE STATUS	Amended Eff. June 1, 2021	Necessary	No	
		21 NCAC 36 .0809	PRESCRIBING AUTHORITY	Amended Eff. August 1, 2021	Necessary	No	
		21 NCAC 36 .0810	QUALITY ASSURANCE STANDARDS FOR A COLLABORATIVE PRACTICE AGREEMENT	Amended Eff. June 1, 2021	Necessary	No	
		21 NCAC 36 .0811	METHOD OF IDENTIFICATION	Readopted Eff. January 1, 2019	Necessary	No	
		21 NCAC 36 .0812	DISCIPLINARY ACTION	Readopted Eff. January 1, 2019	Necessary	No	
		21 NCAC 36 .0813	FEES	Readopted Eff. January 1, 2019	Necessary	No	
		21 NCAC 36 .0814	PRACTICING DURING A DISASTER	Readopted Eff. January 1, 2019	Necessary	No	
		21 NCAC 36 .0815	REPORTING CRITERIA	Amended Eff. June 1, 2021	Necessary	No	
		21 NCAC 36 .0816	DEFINITION OF CONSULTATION FOR PRESCRIBING TARGETED CONTROLLED SUBSTANCES	Eff. May 1, 2018	Necessary	No	