

**G.S. 150B-21.3A Report for CHAPTER 34, BOARD OF FUNERAL SERVICE**

Agency - Licensing Boards and Commissions

Comment Period - Filled in by Agency

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]	Implements or Conforms to Federal Regulation [150B-21.3A(e)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]	RRC Determination of Public Comments [150B-21.3A(c)(2)]	RRC Final Determination of Status of Rule for Report to APO [150B-21.3A(c)(2)]	OAH Next Steps		
SUBCHAPTER 34A - BOARD FUNCTIONS	SECTION .0100 - GENERAL PROVISIONS	21 NCAC 34A .0101	AGENCY NAME AND ADDRESS	Amended Eff. July 1, 2004	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One		
		21 NCAC 34A .0103	PETITION FOR NOMINATION	Amended Eff. January 1, 2009	Unnecessary	No		Select One	Select One	Select One	Select One	Select One		
		21 NCAC 34A .0104	VOTING RECORDS	Amended Eff. January 1, 2009	Unnecessary	No		Select One	Select One	Select One	Select One	Select One		
		21 NCAC 34A .0106	REQUESTS FOR REASONS FOR ADOPTION OF RULE	Amended Eff. August 1, 1988	Unnecessary	No		Select One	Select One	Select One	Select One	Select One		
		21 NCAC 34A .0107	REQUESTS FOR PROMULGATION: AMENDMENT OR REPEAL	Amended Eff. July 1, 2004	Unnecessary	No		Select One	Select One	Select One	Select One	Select One		
		21 NCAC 34A .0108	REQUESTS FOR DECLARATORY RULING	Amended Eff. January 1, 2009	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One		
		21 NCAC 34A .0109	ADMINISTRATIVE HEARING PROCEDURES	Amended Eff. July 1, 2004	Unnecessary	No		Select One	Select One	Select One	Select One	Select One		
		21 NCAC 34A .0117	FORM OF SUBPOENA	Amended Eff. August 1, 2004	Unnecessary	No		Select One	Select One	Select One	Select One	Select One		
		21 NCAC 34A .0118	FORM OF SUBPOENA TO PRODUCE DOCUMENT OR OBJECT	Amended Eff. August 1, 2004	Unnecessary	No		Select One	Select One	Select One	Select One	Select One		
		21 NCAC 34A .0121	NOTICE MAILING LIST	Readopted Eff. September 27, 1977	Unnecessary	No		Select One	Select One	Select One	Select One	Select One		
		21 NCAC 34A .0122	CHARACTER AFFIDAVIT FORM	Amended Eff. August 1, 2004	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One		
		21 NCAC 34A .0123	CONSUMER COMPLAINT FORM	Amended Eff. August 1, 2004	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One		
		21 NCAC 34A .0124	SOLICITATION	Amended Eff. February 1, 2009	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One		
		21 NCAC 34A .0125	FINGERPRINTS	Eff. August 2, 1993	Unnecessary	No		Select One	Select One	Select One	Select One	Select One		
		21 NCAC 34A .0126	COMPLAINTS; PRELIMINARY DETERMINATIONS	Amended Eff. February 1, 2009	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One		
		21 NCAC 34A .0127	FILING OF DOCUMENTS	Eff. January 1, 2009	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One		
		SUBCHAPTER 34B - FEES AND OTHER PAYMENTS	SECTION .0200 - FEES AND OTHER PAYMENTS	21 NCAC 34A .0201	FEES AND OTHER PAYMENTS	Amended Eff. August 20, 2014	Necessary with substantive public interest	No		Select One	Select One	Select One	Select One	Select One
				21 NCAC 34A .0202	WORTHLESS CHECKS	Recodified from 21 NCAC 34 .0125 Eff. February 7, 1991	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
				21 NCAC 34A .0203	REPORT TO GENERAL ASSEMBLY	Eff. September 1, 2010	Unnecessary	No		Select One	Select One	Select One	Select One	Select One
		SUBCHAPTER 34B - FUNERAL SERVICE		21 NCAC 34B .0102	TRAINEESHIP	Amended Eff. December 1, 2004	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
21 NCAC 34B .0103	AUTHORIZED PRACTICE: SUPERVISION			Amended Eff. January 1, 2009	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One		
21 NCAC 34B .0104	CHANGE IN EMPLOYMENT			Amended Eff. December 1, 2004	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One		
21 NCAC 34B .0105	FUNERAL DIRECTOR TRAINEE APPLICATION FORM			Amended Eff. November 1, 2004	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One		
21 NCAC 34B .0106	EMBALMER TRAINEE APPLICATION FORM			Amended Eff. November 1, 2004	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One		
21 NCAC 34B .0107	FUNERAL SERVICE TRAINEE APPLICATION FORM			Eff. November 1, 2004	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One		
21 NCAC 34B .0109	EFFECTIVE DATE OF CERTIFICATE			Readopted Eff. September 27, 1977	Unnecessary	No		Select One	Select One	Select One	Select One	Select One		
21 NCAC 34B .0110	REPORTS ON WORK			Amended Eff. November 1, 2004	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One		
21 NCAC 34B .0120	TRAINEE FINAL AFFIDAVIT FORM			Amended Eff. January 1, 2009	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One		
21 NCAC 34B .0121	EXPIRATION NOTICE			Amended Eff. November 1, 2004	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One		
21 NCAC 34B .0126	FUNERAL DIRECTING AND FUNERAL SERVICE TRAINING			Eff. June 1, 1994	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One		
SUBCHAPTER 34B - EXAMINATIONS	SECTION .0200 - EXAMINATIONS			21 NCAC 34B .0202	APPLICATIONS	Amended Eff. January 1, 2009	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
				21 NCAC 34B .0203	APPLICATION FORM FOR FUNERAL DIRECTOR'S LICENSE	Amended Eff. November 1, 2004	Unnecessary	No		Select One	Select One	Select One	Select One	Select One

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		21 NCAC 34B .0204	APPLICATION FORM FOR EMBALMER'S LICENSE	Amended Eff. November 1, 2004	Unnecessary	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0205	APPLICATION FORM FOR FUNERAL SERVICE LICENSE	Amended Eff. November 1, 2004	Unnecessary	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0208	PASSING SCORE	Amended Eff. November 1, 2004	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0210	REQUEST FOR REVIEW OF EXAMINATION	Amended Eff. November 1, 2004	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0211	NATIONAL BOARD CERTIFICATE	Amended Eff. February 1, 2009	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0212	DISABILITIES OF APPLICANTS FOR EXAMINATIONS	Eff. November 1, 1994	Unnecessary	Yes if yes, include the citation to the federal law	42 U.S.C. 12101 et seq.	Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0213	EXPIRATION OF TEST SCORES	Eff. February 1, 2009	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
	<b>SECTION .0300 - LICENSING</b>	21 NCAC 34B .0301	ISSUANCE OF LICENSE: EXPIRATION	Readopted Eff. September 27, 1977	Unnecessary	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0302	LICENSE CERTIFICATE FOR PRACTICE OF FUNERAL DIRECTING	Amended Eff. November 1, 2004	Unnecessary	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0303	LICENSE CERTIFICATE FOR PRACTICE OF EMBALMING	Amended Eff. November 1, 2004	Unnecessary	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0304	LICENSE CERTIFICATE FOR PRACTICE OF FUNERAL SERVICE	Amended Eff. November 1, 2004	Unnecessary	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0305	CHANGE OF LICENSE REQUEST	Amended Eff. November 1, 2004	Unnecessary	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0308	RENEWALS: NOTICES	Amended Eff. November 1, 1994	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0309	LICENSE RENEWAL FORM	Amended Eff. November 1, 2004	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0310	PRACTICE OF FUNERAL SERVICE OR FUNERAL DIRECTING NOT AS AN OWNER, EMPLOYEE OR AGENT OF A LICENSED FUNERAL ESTABLISHMENT	Eff. February 1, 2009	Necessary with substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0311	SPECIAL PROCEDURES FOR LICENSING OF ACTIVE MILITARY PERSONNEL	Eff. October 1, 2010	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0312	MEMBERS REQUIRED BEFORE LICENSING	Eff. February 1, 1976	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
	<b>SECTION .0400 - CONTINUING EDUCATION</b>	21 NCAC 34B .0401	ESTABLISHMENT AND APPROVAL OF COURSES	Amended Eff. November 1, 2004	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0404	CONTINUING EDUCATION CARD	Amended Eff. November 1, 2004	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0405	APPLICATION FORM FOR APPROVAL OF COURSE	Amended Eff. November 1, 2004	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0406	APPLICATION FORM FOR APPROVAL OF SPONSOR	Eff. July 1, 2005	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0407	DEFINITIONS	Amended Eff. March 1, 2008	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0408	CONTINUING EDUCATION PROGRAM	Amended Eff. January 1, 2009	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0409	COURSE ACCREDITATION STANDARDS	Amended Eff. March 1, 2008	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0410	ACCREDITATION OF SPONSORS AND PROGRAMS	Eff. July 1, 2005	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0411	GENERAL COURSE APPROVAL	Amended Eff. March 1, 2008	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0412	ACCREDITED SPONSORS	Eff. July 1, 2005	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0413	ACCREDITATION OF PRERECORDED PROGRAMS AND LIVE PROGRAMS BROADCAST TO REMOTE LOCATIONS BY TELEPHONE, SATELLITE, OR VIDEO CONFERENCEING EQUIPMENT	Amended Eff. September 1, 2009	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One

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		21 NCAC 34B .0414	ACCREDITATION OF COMPUTER-BASED CE	Amended Eff. January 1, 2009	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0415	COMPUTATION OF CREDIT	Eff. December 1, 2004	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
	<b>SECTION .0500 - OUT-OF-STATE LICENSEES</b>	21 NCAC 34B .0501	APPLICATION FOR LICENSE	Amended Eff. September 1, 1979	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0502	APPLICATION FORM FOR LICENSE BY OUT-OF STATE LICENSEES	Amended Eff. November 1, 2004	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0507	COURTESY CARDS	Amended Eff. September 1, 1979	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0508	APPLICATION FORM FOR COURTESY CARD	Amended Eff. November 1, 2004	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0510	COURTESY CARD RENEWAL FORM	Amended Eff. November 1, 2004	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
	<b>SECTION .0600 - FUNERAL ESTABLISHMENTS</b>	21 NCAC 34B .0605	PERMITS: TRANSFER OF OWNERSHIP OF ESTABLISHMENT	Amended Eff. September 1, 1979	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0608	APPLICATION FORM FOR FUNERAL ESTABLISHMENT PERMIT	Amended Eff. December 1, 2004	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0610	FUNERAL ESTABLISHMENT PERMIT RENEWAL FORM	Amended Eff. December 1, 2004	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0611	PART-TIME EMPLOYEES AND INDEPENDENT CONTRACTORS	Amended Eff. August 1, 1988	Unnecessary	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0612	PART-TIME AND INDEPENDENT CONTRACTORS AFFIDAVIT	Amended Eff. November 1, 2004	Unnecessary	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0613	DISCLOSURE STATEMENTS	Amended Eff. September 1, 1979	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0615	FUNERAL ESTABLISHMENT INSPECTION FORM	Amended Eff. January 1, 2009	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0616	BODY IDENTIFICATION TAGS	Eff. September 1, 2009	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
	<b>SECTION .0700 - PREPARATION OF DEAD BODIES</b>	21 NCAC 34B .0702	STORAGE IN PREPARATION ROOM	Amended Eff. September 1, 1979	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0703	DISPOSAL OF REFUSE: VENTILATION	Amended Eff. July 1, 1991	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0704	SANITATION IN PREPARATION OF BODIES	Amended Eff. September 1, 1979	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34B .0706	REGISTRATION OF EMBALMING FACILITY LOCATED OUTSIDE OF A FUNERAL ESTABLISHMENT	Eff. September 1, 2009	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
<b>SUBCHAPTER 34C - CREMATORIES</b>	<b>SECTION .0100 - GENERAL PROVISIONS</b>	21 NCAC 34C .0101	ELECTION TO CREMATORY AUTHORITY	Amended Eff. April 1, 2006	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34C .0102	FORM OF DOCUMENTS	Amended Eff. July 1, 2004	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34C .0103	APPLICATION FORM FOR CREMATORY LICENSE	Amended Eff. August 1, 2004	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34C .0104	CREMATORY LICENSE CERTIFICATE	Amended Eff. August 1, 2004	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34C .0105	CREMATORY INSPECTION FORM	Amended Eff. August 1, 2004	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
	<b>SECTION .0200 - EQUIPMENT AND PROCESSING</b>	21 NCAC 34C .0201	HOLDING FACILITY; CREMATION UNIT; PROCESSOR	Recodified from Rule .0202 Eff. July 7, 1992	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34C .0202	REFRIGERATION	Amended Eff. July 1, 2004	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34C .0205	LABELS	Amended Eff. July 1, 2004	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
		21 NCAC 34C .0206	CLEANLINESS	Eff. July 1, 1991	Necessary without substantive public interest	No		Select One	Select One	Select One	Select One	Select One
	<b>SECTION .0300 - AUTHORIZATIONS, REPORTS, RECORDS</b>	21 NCAC 34C .0302	WAIVER FORM	Amended Eff. August 1, 2004	Unnecessary	No		Select One	Select One	Select One	Select One	Select One

