

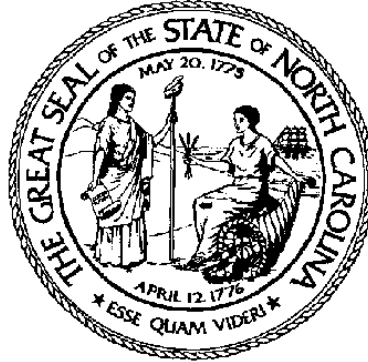
**NC STATE BOARD OF ENVIRONMENTAL HEALTH SPECIALIST EXAMINERS**  
**PO Box 238, Efland, NC 27243**

**Executive Committee**

**Daniel Ortiz, REHS, Chair**  
*Mecklenburg County Public Health  
Environmental Health Director  
Charlotte, NC*

**Carl Kivett, REHS, Vice-Chair**  
*Chatham County Environmental Health  
Well Program Specialist  
Pittsboro, NC*

**Lisa Halbedl, REHS, Secretary/Treasurer**  
*Surry County Health & Nutrition Center  
Food & Lodging Supervisor  
Elkin, NC*



**Members**

**Melanie Campen, REHS, New Bern, NC**  
**Gregory Caulder, REHS, Lumberton, NC**  
**William Hill, Greenville, NC**  
**Davin Madden, REHS, Goldsboro, NC**  
**Larry Michael, REHS, Raleigh, NC**  
**Andrew Morgan, REHS, Cary, NC**  
**Rebecca Rosso, REHS, Gibsonville, NC**  
**Phil Thompson, REHS, Gibsonville, NC**  
**Felissa Vazquez, REHS, Black Mountain, NC**  
**Donna Coffey, Assistant to Board**

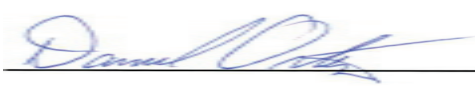
**Board Meeting Notice and Agenda**

The North Carolina State Board of Environmental Health Specialist Examiners will hold a regular business meeting on Tuesday, March 9, 2021 at 10:00 a.m. The meeting will be held by teleconference. To participate in the meeting, use the following telephone number and access code: telephone number: (712) 775-7031, access code: 816685. Contact Donna Coffey at [rehs.board@dhhs.nc.gov](mailto:rehs.board@dhhs.nc.gov) or (919) 304-1168 for additional information.

**Agenda for June 10, 2020**

- 1) Call to Order – Daniel Ortiz, Chair**
  - a) Conflict of Interest per NC General Statute 163A
  - b) Statement & Governor's Letter Concerning Executive Order 34
- 2) Adoption of Permanent Rules – 21 NCAC 62. 0470 Renewal and 21-NCAC 62. 0411 Specialized Training – John Barkley**
- 3) Rulemaking 2021**
- 4) Adjourn**

# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> North Carolina State Board of Environmental Health Specialist Examiners	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 62 .0407 RENEWAL	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
<b>4. Rule exempt from RRC review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	<b>5. Rule automatically subject to legislative review?</b> <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
<b>6. Notice for Proposed Rule:</b> <input checked="" type="checkbox"/> <b>Notice Required</b> Notice of Text published on: January 4, 2021 Link to Agency notice: <a href="http://www.ncrehs.com">www.ncrehs.com</a> Hearing on: January 29, 2021 Adoption by Agency on: March 9, 2021 <input type="checkbox"/> <b>Notice not required under G.S.:</b> Adoption by Agency on:	
<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b>	
<b>9A. What prompted this action? Check all that apply:</b> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input type="checkbox"/> Petition for rule-making <input checked="" type="checkbox"/> <b>Other:</b> Serious and unforeseen threat to the public health and safety caused by COVID-19	
<b>9B. Explain:</b> Due to the serious and unforeseen threat to the public health and safety caused by COVID-19, the Governor of North Carolina issued Executive Order No. 116, declaring a state of emergency to coordinate a response and enact protective measures to help prevent the spread of COVID-19. Additional Executive Orders throughout the year have prohibited mass gatherings. COVID-19, a respiratory disease, spreads easily from person to person, can result in serious illness or death. The Board seeks to contribute towards social isolation efforts directed by the Federal and State Government and assist registrants who are unable to complete required training within the timelines outlined in 21 NCAC 62 .0407.	
<b>10. Rulemaking Coordinator:</b> Daniel Ortiz  <b>Phone:</b> 980-314-1636 <b>E-Mail:</b> <a href="mailto:daniel.ortiz@mecklenburgcountync.gov">daniel.ortiz@mecklenburgcountync.gov</a>  <b>Additional agency contact, if any:</b> Donna Coffey <b>Phone:</b> 919-304-1168 <b>E-Mail:</b> <a href="mailto:rehs.board@dhhs.nc.gov">rehs.board@dhhs.nc.gov</a>	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>   <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Daniel Ortiz <b>Title:</b> Board Chair
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b>  <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

1 21 NCAC 62 .0407 is amended as published in 35:13 NCR 1461-1462 as follows:

2  
3 **21 NCAC 62 .0407 RENEWAL**

4 (a) Applications for renewal shall be filed with the Board on a form provided by the Board and available from the  
5 Board website at: [www.rsboard.com](http://www.rsboard.com) or from the Division of Environmental Health, 1630 Mail Service Center,  
6 Raleigh, NC 27699-1630. The renewal form may also be generated by the Registered Sanitarian Training and  
7 Authorization (RSTAS) computer system at: ~~<http://apps.bluelizard.com/RSTAS/>~~ <https://rstas.dhhs.state.nc.us/>.

8 (b) The renewal application shall be completed and signed by the applicant.

9 (c) Renewal fees shall be paid in accordance with Rule .0405(a)(5) of this Section. The renewal application shall be  
10 posted on the Board's website at [www.rsboard.com](http://www.rsboard.com) by October 1 of each year. The individual shall download and  
11 submit the application for renewal to the Board. Individuals may also contact the Board at the Division of  
12 Environmental Health, 1630 Mail Service Center, Raleigh, NC 27699-1630 for a copy.

13 (d) Registered environmental health specialists or registered environmental health specialists interns who fail to renew  
14 by December 31 shall be notified by the Board that their registration has expired and that they may not practice as a  
15 registered environmental health specialist or a registered environmental health specialists intern until they have met  
16 the requirements for renewal.

17 (e) Environmental health specialist interns and other persons applying for new registrations with the board shall take  
18 ~~An~~ an environmental health law course based on North Carolina laws and rules with at least 15 contact hours approved  
19 by the Board shall be completed within the first four years of the date of most recent registration by the Board. This  
20 timeframe shall be extended by one additional year for anyone whose fourth year occurs in 2020.

21 (f) Registered environmental health specialists ~~or~~ and registered environmental health specialists interns shall  
22 complete a minimum of 15 ~~instructional clock~~ contact hours of continuing education acceptable to the Board each  
23 year, except the 15 hours shall not be required for the year ending December 31, 2020. Continuing education  
24 acceptable to the Board includes:

- 25 (1) the specialized training course required in Rule .0411 of this Section;
- 26 (2) District Environmental Health Section Educational meetings;
- 27 (3) professional association courses and educational meetings;
- 28 (4) seminars or courses offered by the North Carolina State of Practice Committee;
- 29 (5) completion of a ~~job-related~~ job-related course offered by a college or university accredited by the  
30 Council of Higher Education Accreditation with the hours credited for the year that the course is  
31 completed;
- 32 (6) successful completion of a ~~job-related~~ job-related course offered by the Centers for Disease Control  
33 and Prevention, the Food and Drug Administration, or the Environmental Protection Agency;
- 34 (7) other practice-related training which:
  - 35 (A) is technical in nature, related to the environment, environmental health or improving the  
36 practice of environmental health;
  - 37 (B) is relevant to the actual job being performed by the participants or applicant;

- 1 (C) includes a method for determining the number of hours spent;
- 2 (D) includes a method of documentation for verification of completion;
- 3 (E) is available to all registered environmental health specialists and environmental health
- 4 specialist interns; and
- 5 (F) has been granted approval by the Board based on the above standards; and

6 (g) Registrations that have expired may be renewed within 12 months after expiration upon submittal of application  
7 and payment of the renewal fee. The applicant shall provide verification to the Board that continuing education clock  
8 hours were obtained during the year since the expiration to comply with the requirements of this Section. Registrations  
9 that have expired for more than 12 months may not be renewed.

10 (h) Interns that are no longer employed in the field of environmental health in North Carolina may not renew.


11 (i) A registered environmental health specialist or a registered environmental health specialist intern in good standing  
12 whose active military service has impaired their ability to obtain the continuing education requirements in Paragraph  
13 (f) of this Rule are exempt from the continuing education requirement if written orders from their military unit are  
14 provided to the Board. In addition, the renewal fee is waived for each calendar year the environmental health specialist  
15 is on active duty.

16 (j) A registered environmental health specialist or registered environmental health specialist intern who is disabled  
17 may request a variance in continuing education hours during the period of the disability. The Board may grant or deny  
18 requests for variance in continuing education hours based on a disabling condition on a case by case basis, taking into  
19 consideration the particular disabling condition involved and its effect on the registered environmental health specialist  
20 or registered environmental health specialist's specialist intern's ability to complete the required hours. In considering  
21 the request, the Board may require additional documentation substantiating any specified disability.

22 (k) A maximum of five ~~clock~~ contact hours of approved continuing education, that is in excess of the required 15  
23 clock hours, may be applied toward the continuing education requirements for the following year. Up to five hours  
24 of approved continuing education completed in the year ending December 31, 2020 may be applied toward the  
25 continuing education requirements for the following year.

26  
27 *History Note: Authority G.S. 90A-57; 90A-63; ~~90A-67~~; 93B-15;*  
28 *Eff. February 1, 1976;*  
29 *Readopted Eff. December 22, 1978;*  
30 *Amended Eff. July 1, 2010; November 1, 1994; May 1, 1990; April 1, 1989; February 1, 1983;*  
31 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. January 13,*  
32 *2015;*  
33 *Emergency Rule Eff. April 28, 2020;*  
34 *Temporary Amendments Eff. June 26, 2020.*  
35 *Amended Eff. May 1, 2021*

# SUBMISSION FOR PERMANENT RULE

<b>1. Rule-Making Agency:</b> North Carolina State Board of Environmental Health Specialist Examiners	
<b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 62 .0411 SPECIALIZED TRAINING	
<b>3. Action:</b> <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN	
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<b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b> <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	<b>8. Fiscal impact. Check all that apply.</b> <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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<b>10. Rulemaking Coordinator:</b> Daniel Ortiz  <b>Phone:</b> 980-314-1636 <b>E-Mail:</b> daniel.ortiz@mecklenburgcountync.gov  <b>Additional agency contact, if any:</b> Donna Coffey <b>Phone:</b> 919-304-1168 <b>E-Mail:</b> rehs.board@dhhs.nc.gov	<b>11. Signature of Agency Head* or Rule-making Coordinator:</b>   <hr style="border: 0.5px solid black;"/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b>  <b>Typed Name:</b> Daniel Ortiz <b>Title:</b> Board Chair
<b>RRC AND OAH USE ONLY</b>	
<b>Action taken:</b> <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

1 21 NCAC 62 .0411 is amended as published in 35:13 NCR 1462-1463 as follows:

2

3 **21 NCAC 62 .0411 SPECIALIZED TRAINING**

4 Every applicant for registration as a registered environmental health specialist intern shall complete the course entitled  
5 "Orientation and Initial Internship Training for Environmental Health Interns" offered by the Division of  
6 Environmental Health at the centralized training site within ~~12~~ 18 months of registration as a registered environmental  
7 health specialist intern.

8

9 *History Note: Authority G.S. 90A-50; ~~90A-51~~; 90A-53; 90A-57;*

10 *Eff. February 1, 1983;*

11 *Amended Eff. July 1, 2010; November 1, 1994; May 1, 1990;*

12 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. January 13,*  
13 *2015;*

14 *Emergency Rule Eff. April 28, 2020;*

15 *Temporary Amendment Eff. June 26, 2020.*

16 *Amended Eff. May 1, 2021;*

17