

**North Carolina State Human Resources Commission
Special Call Meeting for Periodic Review of Existing Rules
North Carolina Administrative Code - Title 25, Subchapters: 01A, 01B, & 01C
July 9, 2014 - 1:00 p.m.
Learning & Development Center
Coastal Conference Room
101 W. Peace Street
Raleigh, North Carolina**

I. CALL TO ORDER

II. INTRODUCTION OF THE HEARING OFFICER

Shari Howard - Hearing Officer

III. PURPOSE

To approve the periodic review of existing rules in Title 25 of the North Carolina Administrative Code, Subchapter 01A - General Provisions, Subchapter 01B – State Human Resources Commission, and Subchapter 01C – Personnel Administration which are under consideration today.

Specifically, the rules under consideration are:

Subchapter A

25 NCAC 01A .0103 DEFINITIONS

25 NCAC 01A .0104 EXCEPTIONS AND VARIANCES

25 NCAC 01A .0105 COVERAGE OF TITLE 25

**25 NCAC 01A .0106 DELEGATION OF AUTHORITY:
DECENTRALIZATION**

Subchapter B

25 NCAC 01B .0104 STATE PERSONNEL DIRECTOR

25 NCAC 01B .0201 CONTENT AND PROCEDURE

25 NCAC 01B .0204 PRESENTATIONS

25 NCAC 01B .0205 ORAL PRESENTATIONS

25 NCAC 01B .0208 HEARING PROCEDURE

25 NCAC 01B .0213 REQUESTS FOR DECLARATORY RULING

25 NCAC 01B .0214 CONTENT

25 NCAC 01B .0215 REFUSAL TO ISSUE RULING

- 25 NCAC 01B .0216 TIME**
- 25 NCAC 01B .0217 PROCEDURE**
- 25 NCAC 01B .0350 TIME FRAME FOR RAISING ALLEGATION OF DISCRIMINATION**
- 25 NCAC 01B .0413 EXERCISE OF COMMISSION DISCRETION**
- 25 NCAC 01B .0414 SITUATIONS IN WHICH ATTORNEY'S FEES MAY BE AWARDED**
- 25 NCAC 01B .0415 ATTORNEY'S FEES MAY BE AWARDED AS A RESULT OF A SETTLEMENT**
- 25 NCAC 01B .0421 BACK PAY**
- 25 NCAC 01B .0422 FRONT PAY**
- 25 NCAC 01B .0423 LEAVE**
- 25 NCAC 01B .0424 HEALTH INSURANCE**
- 25 NCAC 01B .0425 INTEREST**
- 25 NCAC 01B .0426 CERTAIN REMEDIES NOT AVAILABLE**
- 25 NCAC 01B .0427 VOLUNTARY PROGRAMS OR BENEFITS**
- 25 NCAC 01B .0428 REINSTATEMENT**
- 25 NCAC 01B .0429 RECOMMENDATION OF DISCIPLINARY ACTION**
- 25 NCAC 01B .0430 REMOVAL OF MATERIAL FROM PERSONNEL FILE**
- 25 NCAC 01B .0431 CAUSES FOR REINSTATEMENT**
- 25 NCAC 01B .0432 REMEDIES FOR PROCEDURAL VIOLATIONS**
- 25 NCAC 01B .0433 SUSPENSION WITHOUT PAY**
- 25 NCAC 01B .0434 DISCRIMINATION**
- 25 NCAC 01B .0435 REMEDIES: SALARY ADJUSTMENTS**
- 25 NCAC 01B .0436 SETTLEMENTS/CONSENT AGREEMENTS IN GRIEVANCES, CONTESTED CASES**
- 25 NCAC 01B .0437 STATE PERSONNEL COMMISSION: PROCEDURES**
- 25 NCAC 01B .0438 ESTABLISHMENT OF REASONABLE ATTORNEY FEES BY THE COMMISSION**
- 25 NCAC 01B .0439 CONTINUANCES**

Subchapter C

- 25 NCAC 01C .0201 SCOPE AND AUTHORITY**
- 25 NCAC 01C .0202 EQUAL EMPLOYMENT OPPORTUNITY**
- 25 NCAC 01C .0210 POLITICAL ACTIVITIES**
- 25 NCAC 01C .0215 EMPLOYMENT CONTRACTS**
- 25 NCAC 01C .0301 MAINTENANCE OF RECORDS**
- 25 NCAC 01C .0303 PUBLIC INSPECTION**
- 25 NCAC 01C .0304 CONFIDENTIAL INFORMATION IN PERSONNEL FILES**
- 25 NCAC 01C .0307 SAFEGUARDING CONFIDENTIAL INFORMATION**
- 25 NCAC 01C .0401 APPOINTMENT DEFINED**
- 25 NCAC 01C .0402 PERMANENT APPOINTMENT**
- 25 NCAC 01C .0403 TRAINEE APPOINTMENTS**
- 25 NCAC 01C .0404 PROBATIONARY APPOINTMENTS**
- 25 NCAC 01C .0405 TEMPORARY APPOINTMENT**
- 25 NCAC 01C .0406 PERMANENT TRAINEE OR TIME-LIMITED PART-TIME**
- 25 NCAC 01C .0407 TEMPORARY PART-TIME APPOINTMENT**
- 25 NCAC 01C .0408 INTERMITTENT APPOINTMENT**
- 25 NCAC 01C .0409 PRE-VOCATIONAL STUDENT APPOINTMENT**
- 25 NCAC 01C .0411 TYPES OF APPOINTMENTS PROVIDING PROBATIONARY PERIOD CREDIT**
- 25 NCAC 01C .0412 PERSONNEL CHANGES SUBJECT TO/NOT SUBJECT TO A PROBATIONARY PERIOD**
- 25 NCAC 01C .0501 STANDARD WORKWEEK**
- 25 NCAC 01C .0502 VARIABLE WORK SCHEDULE**
- 25 NCAC 01C .0503 IMPLEMENTATION**
- 25 NCAC 01C .0504 LIMITATIONS**
- 25 NCAC 01C .0507 HOURS OF WORK DUE TO TIME CHANGE**
- 25 NCAC 01C .0509 WORK OPTIONS PROGRAM**
- 25 NCAC 01C .0701 POLICY**
- 25 NCAC 01C .0702 AGENCY RESPONSIBILITY**
- 25 NCAC 01C .0703 EMPLOYEE RESPONSIBILITY**
- 25 NCAC 01C .0801 PURPOSE**

- 25 NCAC 01C .0802 COVERED EMPLOYEES**
- 25 NCAC 01C .0803 DEFINITIONS OF TERMS**
- 25 NCAC 01C .0804 OFFICE OF STATE PERSONNEL RESPONSIBILITIES**
- 25 NCAC 01C .0805 AGENCY DESIGNATES POSITION/EMPLOYER**
- 25 NCAC 01C .0806 CONDITIONS OF EMPLOYMENT**
- 25 NCAC 01C .0811 DESIGNATION OF TERMS OF TELEWORKING ARRANGEMENTS**
- 25 NCAC 01C .0813 TERMINATION OF TELEWORKING ARRANGEMENT**
- 25 NCAC 01C .0901 STATE PERSONNEL RESPONSIBILITY**
- 25 NCAC 01C .0902 AGENCY RESPONSIBILITY**
- 25 NCAC 01C .0903 ELIGIBILITY REQUIREMENTS**
- 25 NCAC 01C .1001 DEFINED**
- 25 NCAC 01C .1002 RESIGNATION**
- 25 NCAC 01C .1003 RETIREMENT**
- 25 NCAC 01C .1004 REDUCTION IN FORCE**
- 25 NCAC 01C .1005 DISMISSAL**
- 25 NCAC 01C .1006 VOLUNTARY RESIGNATION WITHOUT NOTICE**
- 25 NCAC 01C .1007 UNAVAILABILITY WHEN LEAVE IS EXHAUSTED**
- 25 NCAC 01C .1008 APPOINTMENT ENDED**
- 25 NCAC 01C .1009 SEPARATION: PAYMENT OF VACATION LEAVE**

IV. PUBLIC NOTICE

The above-listed rules were posted on the State Human Resources Commission website on April 17, 2014. The Office of Administrative Hearings, Rules Division posted the above-listed rules on its website on April 24, 2014.

V. PUBLIC PARTICIPATION

- A.** Written statements about the proposed changes have been solicited. Written comments were received until June 27, 2014.
- B.** We will now complete the roster of those here who wish to make oral presentations. Enter your name, position, and agency you represent.

C. Oral Presentation:

1. State your name, position, and agency you represent;
2. Limit your remarks to 10 minutes;
3. This hearing is not for debate; rather, it is to hear your constructive suggestions.

VI. REQUEST FOR ADDITIONAL REMARKS

VII. ADJOURN