

G.S. 150B-21.3A Report for 01 NCAC 25, ENVIRONMENTAL POLICY ACT

Agency - Department of Administration

Comment Period - July 29, 2025-September 27, 2025

Date Submitted to APO - January 30, 2026

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	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
	SECTION .0100 GENERAL PROVISIONS	01 NCAC 25 .0107	STATEMENT OF PURPOSE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0108	SCOPE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0200 NCEPA ADMINISTRATION/ENVIRONMENTAL IMPACT	01 NCAC 25 .0209	ADMINISTRATION: OTHER AGENCIES' RESPONSIBILITIES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0210	COMPLIANCE WITH PROCEDURES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0211	STATE CLEARINGHOUSE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0212	ENVIRONMENTAL BULLETIN	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0213	ENVIRONMENTAL POLICY ACT ADVISORY COMMITTEE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0214	COMMENTING AGENCIES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0215	FUNDING OF ENVIRONMENTAL DOCUMENTS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0300 MINIMUM CRITERIA	01 NCAC 25 .0301	MINIMUM CRITERIA	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0302	APPROVAL OF CRITERIA	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0303	REVISION OF CRITERIA	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0400 COMPLIANCE	01 NCAC 25 .0401	METHOD OF COMPLIANCE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0402	DOCUMENT UNDER NEPA DEEMED ADEQUATE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0500 ENVIRONMENTAL ASSESSMENT	01 NCAC 25 .0501	PURPOSE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0502	CONTENT	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0503	FORMAT	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0504	INTERNAL REVIEW	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0505	CONTENT OF FONSI	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt

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		01 NCAC 25 .0506	REVIEW PROCESS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0600 ENVIRONMENTAL IMPACT STATEMENTS	01 NCAC 25 .0601	PURPOSE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0602	SCOPING	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0603	FORMAT AND CONTENT	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0604	PUBLIC HEARING	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0605	REVIEW PROCESS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0606	RECORD OF DECISION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0700 PROCEDURE FOR RECONSIDERATION OF MINIMUM CRITERIA	01 NCAC 25 .0701	ACTIONS WHICH MAY BE RECONSIDERED	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0702	PROCEDURE FOR RECONSIDERATION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0703	DECISION OF THE SECRETARY FINAL	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0704	RECONSIDERATION NOT A CONTESTED CASE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0800 MAJOR DEVELOPMENT PROJECTS	01 NCAC 25 .0801	SCOPE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0802	PROCESS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0900 GOVERNOR'S REVIEW	01 NCAC 25 .0901	REVIEW BY GOVERNOR	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt