

To: RRC Commissioners
From: Brian Liebman, Commission Counsel
Date: September 20, 2024
In re: Changes to the 2024-2027 Periodic Review Schedule

Please note several changes that staff is proposing to make to the 2024 Periodic Review Schedule, as posted on the agenda.

First, staff is recommending that 10A NCAC 26C .0700, currently scheduled for July 2026, be removed as all of the rules within that subchapter have been repealed.

Second, effective September 1, 2024, Chapters 01 NCAC 41 and 04 NCAC 12 have been consolidated into a new Chapter, 15A NCAC 01U. Previously, the consolidated rules were scheduled as follows:

01 NCAC 41B – 27 rules – June 2026
01 NCAC 41C – 15 rules – March 2027
01 NCAC 41D – 5 rules – March 2027

04 NCAC 12 – 6 rules – February 2027

After consulting with the rulemaking coordinator for DEQ, staff is recommending that 01 NCAC 41B, 01 NCAC 41C, 01 NCAC 41D, and 04 NCAC 12 be removed from the schedule, and that 15A NCAC 01U be added to February 2027.

Third, and finally, after consultation with the rulemaking coordinator for the Commission for Public Health, staff is recommending that 15A NCAC 18E be added to the schedule for June 2027. The agency has informed me that they intend to request a waiver pursuant to 26 NCAC 05 .0209, but they have not submitted a written request at this time.