G.S. 150B-21.3A Report for 15A NCAC 02K, DAM SAFETY

Agency - Environmental Management Commission
Comment Period - January 19 - March 26, 2024

	Comment Period -	January 19 - March 2	26, 2024										
Market M	Date Submitted to	APO - Filled in by RR	C staff		, ,		, ,			,			
Part	Subchapter	Rule Section	Rule Citation	Rule Name			to Federal Regulation [150B-	Federal Regulation Citation				of Rule for Report to APO [150B-	OAH Next Steps
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					2017								

G.S. 150B-21.3A Report for 15A NCAC 02K, DAM SAFETY

Agency - Environmental Management Commission
Comment Period - January 19 - March 26, 2024

eriod - January 19 - Ma											
Submitted to APO - Filled in by RRC staff											
ter Rule Sectio		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 Ste
	15A NCAC 02K .0217		Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017	Necessary	No		Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must rea
	15A NCAC 02K .0219	ACCEPTABLE DESIGN: PROCEDURES AND TECHNICAL REFERENCES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017	Necessary	No		Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must re
	15A NCAC 02K .0220	GRANTING OF FINAL APPROVAL	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23,	Necessary	No		Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must re
	15A NCAC 02K .0221	DELEGATION OF AUTHORITY	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23,	Necessary	No		Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must r
	15A NCAC 02K .0222	APPLICATION PROCESSING FEES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23,	Necessary	No		Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must i
	15A NCAC 02K .0223	DAM HEIGHT AND STORAGE DETERMINATION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23,	Necessary	No		Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must i
	15A NCAC 02K .0224	ADDITIONAL REQUIREMENTS FOR DAMS THAT IMPOUND COAL COMBUSTION RESIDUALS	Eff. January 1, 2019	Necessary	No		Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must i
SECTION .0300 INSPECTIONS: D SAFETY ORDERS		INSPECTION BY THE DEPARTMENT	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017	Necessary	No		Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must i
	15A NCAC 02K .0302	DAM SAFETY ORDERS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017	Necessary	No		Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must
SECTION .0500 - MINIMUM STRE FLOWS TO MAINTAIN AQU HARITAT		DEFINITIONS	Pursuant to G.S. 1508-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017	Necessary	No		Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must
	15A NCAC 02K .0502	REQUIRED MINIMUM FLOW FOR DAMS (NOT SMALL HYDRO PROJECTS)	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017	Necessary	No		Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must i
	15A NCAC 02K .0503	REQUIRED MINIMUM FLOW FOR SMALL HYDROELECTRIC PROJECTS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017	Necessary	No		Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must
	15A NCAC 02K .0504	MONITORING OF MINIMUM FLOW REQUIREMENTS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23,	Necessary	No		Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must r