

**G.S. 150B-21.3A Report for 15A NCAC 08, WATER POLLUTION CONTROL SYSTEM OPERATORS CERTIFICATION COMMISSION**

Agency -Water Pollution Control System Operators Certification Commission

Comment Period - August 16, 2024 - October 22, 2024

Date Submitted to APO - May 30, 2025

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	
SUBCHAPTER 08F - CERTIFICATION OF OPERATORS OF ANIMAL WASTEMANAGEMENT SYSTEMS	SECTION .0100 - GENERAL PURPOSE/DEFINITIONS	15A NCAC 08F .0101	PURPOSE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 26, 2015	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
		15A NCAC 08F .0102	DEFINITIONS	Amended Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
		15A NCAC 08F .0201	DUTIES AND REQUIREMENTS OF OWNERS	Amended Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
		15A NCAC 08F .0202	DUTIES AND REQUIREMENTS OF CERTIFIED OPERATORS	Amended Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
		15A NCAC 08F .0203	DUTIES AND REQUIREMENTS OF AN OPERATOR IN CHARGE	Readopted Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
		SECTION .0300 - CLASSIFICATION	15A NCAC 08F .0301	CLASSIFICATION OF ANIMAL WASTE MANAGEMENT SYSTEMS	Amended Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		SECTION .0400 - CERTIFICATION OF OPERATORS	15A NCAC 08F .0401	QUALIFICATIONS FOR EXAMINATION	Readopted Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
			15A NCAC 08F .0402	APPLYING FOR EXAMINATION	Amended Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
			15A NCAC 08F .0403	APPLICATION PROCEDURES	Amended Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
			15A NCAC 08F .0404	EXAMINATION PROCEDURES	Amended Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
			15A NCAC 08F .0405	RENEWAL OF CERTIFICATION	Readopted Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
			15A NCAC 08F .0406	DISCIPLINARY ACTIONS	Readopted Eff. December 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
			15A NCAC 08F .0407	RECERTIFICATION FOLLOWING REVOCATION OR RELINQUISHMENT	Readopted Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		SECTION .0500 - CIVIL PENALTIES	15A NCAC 08F .0502	WHEN ASSESSABLE	Readopted Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
			15A NCAC 08F .0503	STANDARDS	Readopted Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 08F .0504	ASSESSMENT	Readopted Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
		15A NCAC 08F .0505	PAYMENT AND HEARING	Readopted Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
		15A NCAC 08F .0506	REFERRALS	Readopted Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
SUBCHAPTER 08G - AUTHORITY: ORGANIZATION: STRUCTURE: DEFINITIONS	SECTION .0100 - GENERAL PURPOSE AND DEFINITIONS	15A NCAC 08G .0101	PURPOSE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 26, 2015	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
		15A NCAC 08G .0102	DEFINITIONS	Readopted Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
		15A NCAC 08G .0201	RESPONSIBILITY OF SYSTEM OWNERS TO DESIGNATE CERTIFIED OPERATORS	Readopted Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
		15A NCAC 08G .0203	RESPONSIBILITIES OF ALL CERTIFIED OPERATORS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 26, 2015	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
		15A NCAC 08G .0204	RESPONSIBILITIES OF AN OPERATOR IN RESPONSIBLE CHARGE (ORC)	Readopted Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt	
	15A NCAC 08G .0205	RESPONSIBILITIES OF A BACK-UP OPERATOR IN RESPONSIBLE CHARGE (BACK-UP ORC)	Amended Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt		

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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
	<b>SECTION .0300 - CLASSIFICATION OF WATER POLLUTION CONTROL SYSTEMS</b>	15A NCAC 08G .0301	APPLICABILITY	Readopted Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 08G .0302	CLASSIFICATION OF BIOLOGICAL WATER POLLUTION CONTROL TREATMENT SYSTEMS	Readopted Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 08G .0303	CLASSIFICATION OF WATER POLLUTION CONTROL COLLECTION SYSTEMS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 26, 2015	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 08G .0304	CLASSIFICATION OF SURFACE IRRIGATION WATER POLLUTION CONTROL SYSTEMS	Readopted Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 08G .0305	CLASSIFICATION OF LAND APPLICATION OF RESIDUALS SYSTEMS	Amended Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 08G .0306	CLASSIFICATION OF PHYSICAL/CHEMICAL WATER POLLUTION CONTROL TREATMENT SYSTEMS	Readopted Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 08G .0307	CLASSIFICATION OF SUBSURFACE WATER POLLUTION CONTROL SYSTEMS	Readopted Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 08G .0308	SYSTEMS NOT OTHERWISE CLASSIFIED	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 26, 2015	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	<b>SECTION .0400 - ELIGIBILITY REQUIREMENTS FOR EXAMINATIONS</b>	15A NCAC 08G .0401	GENERAL REQUIREMENTS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 26, 2015	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 08G .0402	ELIGIBILITY REQUIREMENTS FOR BIOLOGICAL WATER POLLUTION CONTROL SYSTEM OPERATORS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 26, 2015	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 08G .0403	ELIGIBILITY REQUIREMENTS FOR WATER POLLUTION CONTROL COLLECTION SYSTEM OPERATORS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 26, 2015	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 08G .0404	ELIGIBILITY REQUIREMENTS FOR LAND APPLICATION OF RESIDUALS OPERATORS	Amended Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 08G .0405	ELIGIBILITY REQUIREMENTS FOR PHYSICAL/CHEMICAL WATER POLLUTION CONTROL SYSTEM OPERATORS	Amended Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 08G .0406	ELIGIBILITY REQUIREMENTS FOR SURFACE IRRIGATION WATER POLLUTION CONTROL SYSTEM OPERATORS	Amended Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 08G .0407	ELIGIBILITY REQUIREMENTS FOR SUBSURFACE WATER POLLUTION CONTROL SYSTEM OPERATORS	Amended Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 08G .0408	ELIGIBILITY REQUIREMENTS FOR OPERATOR IN TRAINING (OIT) CERTIFICATION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 26, 2015	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt

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		15A NCAC 08G .0409	ELIGIBILITY REQUIREMENTS FOR CONDITIONAL WATER POLLUTION CONTROL SYSTEM OPERATORS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 26, 2015	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 08G .0410	RECIPROCIITY CERTIFICATION	Amended Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	<b>SECTION .0500 - CERTIFICATION BY EXAMINATION</b>	15A NCAC 08G .0501	APPLYING FOR EXAMINATION	Amended Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 08G .0503	EXAMINATION ADMINISTRATION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 26, 2015	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 08G .0504	EXAMINATION GRADING	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 26, 2015	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 08G .0505	EXAMINATION REVIEWS	Readopted Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	<b>SECTION .0600 - CERTIFICATION WITHOUT EXAMINATION</b>	15A NCAC 08G .0602	TEMPORARY CERTIFICATES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 26, 2015	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 08G .0603	TEMPORARY CERTIFICATE RENEWAL	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 26, 2015	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	<b>SECTION .0700 - RENEWAL OF CERTIFICATION</b>	15A NCAC 08G .0701	REQUIREMENTS	Readopted Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	<b>SECTION .0800 - DISCIPLINARY ACTIONS</b>	15A NCAC 08G .0801	GROUNDS FOR DISCIPLINARY ACTIONS	Readopted Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 08G .0802	DISCIPLINARY ACTIONS	Amended Eff. December 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 08G .0803	CERTIFICATION FOLLOWING DISCIPLINARY ACTIONS	Readopted Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 08G .0804	CONTESTED CASE PROCEDURES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 26, 2015	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	<b>SECTION .0900 - CONTRACT OPERATION OF WATER POLLUTION CONTROL SYSTEMS</b>	15A NCAC 08G .0901	RESPONSIBILITIES OF CONTRACT OPERATORS AND CONTRACT OPERATIONS FIRMS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 26, 2015	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	<b>SECTION .1000 - RULE MAKING PROCEDURES AND PETITIONS FOR REGULATORY ACTIVITY</b>	15A NCAC 08G .1001	PETITIONS FOR REGULATORY ACTIVITY	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 26, 2015	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt