

G.S. 150B-21.3A Report for 15A NCAC 18D, WATER TREATMENT FACILITY OPERATORS

Agency - Water Treatment Facility Operators Certification Board

Comment Period - July 29, 2024 - October 4, 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 18D WATER TREATMENT FACILITY OPERATORS	SECTION .0100 GENERAL POLICIES	15A NCAC 18D .0103	MEETINGS OF THE BOARD	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 18D .0105	DEFINITIONS	Readopted Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0200 – QUALIFICATION OF APPLICANTS AND CLASSIFICATION OF FACILITIES	15A NCAC 18D .0201	GRADES OF CERTIFICATION	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	Title XIV of the Public Health Service Act, sections 1419(b) and 1452(a)(1)(G)(ii). Conforms to: Final Guidelines for the Certification and Recertification of the Operators of Community and Nontransient Noncommunity Public Water Systems, Federal Register Vol. 64, pp. 5916-5921.	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 18D .0202	EXAMINATIONS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 26, 2015	Necessary	Yes If yes, include the citation to the federal law	Title XIV of the Public Health Service Act, sections 1419(b) and 1452(a)(1)(G)(ii). Conforms to: Final Guidelines for the Certification and Recertification of the Operators of Community and Nontransient Noncommunity Public Water Systems, Federal Register Vol. 64, pp. 5916-5921.	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 18D .0203	RATING VALUES TO DETERMINE VARIOUS CLASSES OF CERTIFICATION	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	Title XIV of the Public Health Service Act, sections 1419(b) and 1452(a)(1)(G)(ii). Conforms to: Final Guidelines for the Certification and Recertification of the Operators of Community and Nontransient Noncommunity Public Water Systems, Federal Register Vol. 64, pp. 5916-5921.	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 18D .0205	PUBLIC WATER SYSTEM TREATMENT, DISTRIBUTION, AND CROSS-CONNECTION CONTROL CLASSIFICATIONS	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	Title XIV of the Public Health Service Act, sections 1419(b) and 1452(a)(1)(G)(ii). Conforms to: Final Guidelines for the Certification and Recertification of the Operators of Community and Nontransient Noncommunity Public Water Systems, Federal Register Vol. 64, pp. 5916-5921.	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 18D .0206	CERTIFIED OPERATOR REQUIRED	Readopted Eff. December 1, 2018	Necessary	Yes If yes, include the citation to the federal law	Title XIV of the Public Health Service Act, sections 1419(b) and 1452(a)(1)(G)(ii). Conforms to: Final Guidelines for the Certification and Recertification of the Operators of Community and Nontransient Noncommunity Public Water Systems, Federal Register Vol. 64, pp. 5916-5921.	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0300 APPLICATIONS AND FEES	15A NCAC 18D .0301	APPLICATION FOR EXAM	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 26, 2015	Necessary	Yes If yes, include the citation to the federal law	Title XIV of the Public Health Service Act, sections 1419(b) and 1452(a)(1)(G)(ii). Conforms to: Final Guidelines for the Certification and Recertification of the Operators of Community and Nontransient Noncommunity Public Water Systems, Federal Register Vol. 64, pp. 5916-5921.	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 18D .0303	APPLICATION FOR TEMPORARY CERTIFICATE	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 18D .0304	FEE SCHEDULE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 26, 2015	Necessary	Yes If yes, include the citation to the federal law	Title XIV of the Public Health Service Act, sections 1419(b) and 1452(a)(1)(G)(ii). Conforms to: Final Guidelines for the Certification and Recertification of the Operators of Community and Nontransient Noncommunity Public Water Systems, Federal Register Vol. 64, pp. 5916-5921.	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt

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		15A NCAC 18D .0307	EXPIRATION AND REVOCATION OF CERTIFICATE	Readopted Eff. September 1, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 18D .0308	PROFESSIONAL GROWTH HOURS	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	Title XIV of the Public Health Service Act, sections 1419(b) and 1452(a)(1)(G)(ii). Conforms to: Final Guidelines for the Certification and Recertification of the Operators of Community and Nontransient Noncommunity Public Water Systems, Federal Register Vol. 64, pp. 5916-5921.	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 18D .0309	CERTIFICATION REINSTATEMENT	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	Title XIV of the Public Health Service Act, sections 1419(b) and 1452(a)(1)(G)(ii). Conforms to: Final Guidelines for the Certification and Recertification of the Operators of Community and Nontransient Noncommunity Public Water Systems, Federal Register Vol. 64, pp. 5916-5921.	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0400 ISSUANCE OF CERTIFICATE	15A NCAC 18D .0401	NOTIFICATION OF CLASSIFICATION	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 18D .0404	TEMPORARY CERTIFICATE	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
	SECTION .0500 RULE MAKING PROCEDURES	15A NCAC 18D .0501	PETITIONS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 26, 2015	Necessary	Yes If yes, include the citation to the federal law	Title XIV of the Public Health Service Act, sections 1419(b) and 1452(a)(1)(G)(ii). Conforms to: Final Guidelines for the Certification and Recertification of the Operators of Community and Nontransient Noncommunity Public Water Systems, Federal Register Vol. 64, pp. 5916-5921.	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 18D .0508	DECLARATORY RULINGS	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
	SECTION .0600 CONTESTED CASES	15A NCAC 18D .0601	OPPORTUNITY FOR LICENSEE OR APPLICANT TO HAVE HEARING	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
	SECTION .0700 - OPERATIONS AND MANAGEMENT	15A NCAC 18D .0701	OPERATOR IN RESPONSIBLE CHARGE	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	Title XIV of the Public Health Service Act, sections 1419(b) and 1452(a)(1)(G)(ii). Conforms to: Final Guidelines for the Certification and Recertification of the Operators of Community and Nontransient Noncommunity Public Water Systems, Federal Register Vol. 64, pp. 5916-5921.	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt