SUBMISSION FOR PERMANENT RULE

2. Rule citation & name (name non required for repeal): 2024 NC Energy Conservation Code C101.2 Scope and R101.2 Scope (231219 Item B-22) 3. Action: ADOPTION NAMENDMENT REFEAL READOPTION REFEAL through READOPTION 4. Rule exempt from RRC review? Yes. Cite authority: No 6. Notice for Proposed Rule: No 6. Notice for Proposed Rule: No 6. Notice of required Amach 19, 2024 in NC Register Link to Agency ontice. https://www.nosoff.gov/codes/building-code-council-bcc/bcc-hearing-notices Hearing on: March 18, 2024 No 7. Rule establishes or increases a fee? (See G.S. 12-3.1) State function of required and rG.S.: Adoption by Agency on: No 7. Rule establishes or increases a fee? (See G.S. 12-3.1) No 7. Rule establishes or increases a fee? (See G.S. 12-3.1) No 7. Rule establishes or increases a fee? (See G.S. 12-3.1) No	1. Rule-Making Agency: NC Building Code Council	
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□ Yes. Cite authority: □ Yes. Cite authority: □ No ○ Notice for Proposed Rule: ○ Notice of Proposed Rule: ○ Notice for Proposed Rule: ○ Notice of Proposed Rule: ○ Notice of Proposed Rule: ○ Notice of Proposed Rule: ○ Notice of Proposed Rule: ○ Notice of Proposed Rule: ○ Notice of republished on: January 16, 2024 in NC Register □ Adoption by Agency on: □ Narkie No. 2024 ○ Notice not required under G.S.: > Adoption by Agency on: 7. Rule establishes or increases a fee? (See G.S. 12-3.1) 8. Fiscal impact. Check all that apply. □ Ves △ Dotice not required under G.S.: Adoption by Agency on: □ This Rule was part of a combined analysis. ○ Yes △ Barproved by OSBM ○ No ○ Substantial conomic impact (≥S1,000,000) ○ Agency □ Legislation enacted by the General Assembly ○ Court order / cite: □ Dotter: ○ REASON FOR ACTION 9. REASON FOR ACTION 94. What prompted this action? Check all that apply: □ Legislation enacted by the General Assembly ○ Court order / cite: □ Dotter: ○ Rectar regulation / cite: □ Other: 98. Explain: Includes references to N.C.G.S. 143-138(b4), 143-138(b19) for s	□ ADOPTION ⊠ AMENDMENT □ REPEAL □	
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6. Notice for Proposed Rule: ☑ Notice Required Notice Text published on: January 16, 2024 in NC Register Lik to Agency notice: https://www.ncosfm.gov/codes/building-code-council-bcc/bcc-hearing-notices Hearing on: March 18, 2024 Adoption by Agency on: March 19, 2024 Notice on required under G.S.: Adoption by Agency on: 7. Rule establishes or increases a fee? (See G.S. 12-3.1) B. Fiscal impact. Check all that apply. □ Yes Agency submitted request for consultation on: Consultation not required under G.S.: Motice on required under G.S.: Approved by OSBM ☑ No 9. No 9. REASON FOR ACTION 9. REASON FOR ACTION 9. REASON FOR ACTION 9. REASON FOR ACTION 9. REader a traduct / cite: □ Pediction for rule-making □ Pedicat statute / cite: □ Pedicat request on / cite: □ Rulemaking Coordinator: David B. Rittlinger 10. Rulemaking Coordinator: David B. Rittlinger Phone: PHOME <td>Yes. Cite authority:</td> <td>Yes. Cite authority:</td>	Yes. Cite authority:	Yes. Cite authority:
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Additional agency contact, if any:		DR. Mark-
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Title: Chief Code Consultant RRC AND OAH USE ONLY Action taken:		G.S. 145D-10(a), submit a copy of the delegation with this form.
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Action taken: RRC extended period of review: RRC determined substantial changes: Withdrawn by agency Subject to Legislative Review		
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 RRC determined substantial changes: Withdrawn by agency Subject to Legislative Review 	RRC extended period of review.	
 Withdrawn by agency Subject to Legislative Review 		
Subject to Legislative Review		

SUBMISSION FOR PERMANENT RULE

C101.2 Scope. This code applies to *commercial buildings* and the buildings' sites and associated systems and equipment.

Exceptions:

- 1. Farm structures exempt by N.C.G.S. 143-138(b4).
- Per N.C.G.S. 143-138 (b18), no energy conservation code provisions shall apply to any structure for which the primary occupancy classification is Group F, S, or U pursuant to Chapter 3 of the 2024 North Carolina Building Code. This exclusion shall apply to the entire building area.

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R101.2 Scope. This code applies to *residential buildings*, *building* sites and associated systems and equipment.

Exceptions:

- 1. Farm structures exempt by N.C.G.S. 143-138(b4).
- 2. In accordance with N.C.G.S. 143-138 (b19), no energy conservation code provisions will apply to detached and attached garages located on the same lot as a *dwelling*.