G.S. 150B-21.3A Report for 15A NCAC 02J, CIVIL PENALTIES

Agency - Environmental Management Commission

Comment Period - March 15, 2018 - May 24, 2018

Date Submitted to APO - December 17, 2018

Subchapter	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Implements or Conforms to Federal Regulation [150B-21.3A(e)]	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
		15A NCAC 02J .0101	PURPOSE AND SCOPE	Eff. February 1, 1976	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	40 CFR 123.27	No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 02J .0102	DEFINITIONS	Amended Eff. August 1, 2012 (see S.L. 2012-143, s.1.(f))	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	40 CFR 123.27	No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 02J .0103	WHO MAY ASSESS	Amended Eff. August 1, 2012 (see S.L. 2012-143, s.1.(f))	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	41 CFR 123.27	No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 02J .0104	WHEN ASSESSABLE	Amended Eff. May 1, 1986	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	42 CFR 123.27	No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 02J .0106	STANDARDS	Amended Eff. May 1, 1986	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	43 CFR 123.27	No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 02J .0107	PROPOSED ASSESSMENT: ASSESSMENT: MODIFICATION	Amended Eff. May 1, 1986	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	44 CFR 123.27	No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 02J .0108	PAYMENT: HEARING: REMISSION/MITIGATION	Amended Eff. May 31, 1979	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	45 CFR 123.27	No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 02J .0109	TENDERS OF PAYMENT: REMISSION/MITIGATION: HEARING REQUEST	Amended Eff. June 15, 1980	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	46 CFR 123.27	No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 02J .0110	REFERRAL	Eff. February 1, 1976	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	47 CFR 123.27	No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 02J .0111	REPORTS TO THE COMMISSION	Eff. February 1, 1976	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	48 CFR 123.27	No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt