

G.S. 150B-21.3A Report for 01 NCAC Chapter 01, DEPARTMENTAL RULES

Agency - Department of Administration

Comment Period - 09/18/2015 through 11/18/2015

Date Submitted to APO - January 25, 2016

| 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(d)] | 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 01A - ORGANIZATION OF THE DEPARTMENT | SECTION .0300 - DEPARTMENTAL PERSONNEL PROCEDURES | 01 NCAC 01A .0301 | DEPARTMENTAL PERSONNEL OFFICE | Readopted Eff. February 27, 1979 | Necessary without substantive public interest | No | | 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 |
| | | 01 NCAC 01A .0302 | RESPONSIBILITIES | Readopted Eff. February 27, 1979 | Necessary without substantive public interest | No | | 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 |
| SUBCHAPTER 1B - DEPARTMENTAL ADMINISTRATIVE PROCEDURES | SECTION .0100 - GENERAL PROVISIONS | 01 NCAC 01B .0107 | SCOPE OF RULES | Eff. July 1, 1987 | Necessary without substantive public interest | No | | 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 |
| | SECTION .0200 - RULEMAKING HEARINGS: PETITIONS | 01 NCAC 01B .0207 | SUBMITTING THE PETITION | Eff. July 1, 1987 | Necessary without substantive public interest | No | | 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 |
| | | 01 NCAC 01B .0208 | CONTENTS OF PETITION | Eff. July 1, 1987 | Necessary without substantive public interest | No | | 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 |
| | | 01 NCAC 01B .0209 | DISPOSITION OF PETITIONS | Eff. July 1, 1987 | Necessary without substantive public interest | No | | 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 |
| | | 01 NCAC 01B .0210 | RECOURSE TO DENIAL OF THE PETITION | Eff. July 1, 1987 | Necessary without substantive public interest | No | | 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 |
| | SECTION .0300 - RULEMAKING HEARINGS: NOTICE REQUIREMENTS | 01 NCAC 01B .0306 | TIMING OF NOTICE | Eff. July 1, 1987 | Necessary without substantive public interest | No | | 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 |
| | | 01 NCAC 01B .0308 | ADDITIONAL INFORMATION | Eff. July 1, 1987 | Necessary without substantive public interest | No | | 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 |
| | SECTION .0400 - RULEMAKING HEARINGS: LOCATION: PARTICIPATION | 01 NCAC 01B .0405 | HEARING LOCATION | Eff. July 1, 1987 | Necessary without substantive public interest | No | | 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 |
| | | 01 NCAC 01B .0406 | REQUEST TO PARTICIPATE IN HEARINGS | Eff. July 1, 1987 | Necessary without substantive public interest | No | | 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 |
| | | 01 NCAC 01B .0407 | AGENCY RESPONSE TO THE REQUEST TO PARTICIPATE | Eff. July 1, 1987 | Necessary without substantive public interest | No | | 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 |
| | | 01 NCAC 01B .0408 | PRESENTATION OF ORAL COMMENT | Eff. July 1, 1987 | Necessary without substantive public interest | No | | 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 |
| | | 01 NCAC 01B .0409 | PRESIDING OFFICER: POWERS AND DUTIES | Eff. July 1, 1987 | Necessary without substantive public interest | No | | 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 |
| | | SECTION .0500 - RULEMAKING HEARINGS: DECISIONS: AND RELATED PROCEDURES | 01 NCAC 01B .0505 | FILING WRITTEN COMMENTS ON PROPOSED RULES | Eff. July 1, 1987 | Necessary without substantive public interest | No | | No | Necessary without substantive public interest | No comments with merit | Necessary without substantive public interest and should remain in effect without further action |
| | | 01 NCAC 01B .0506 | STATEMENT OF REASONS FOR DECISION | Eff. July 1, 1987 | Necessary without substantive public interest | No | | 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 |

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|--|--|-------------------|--|---|---|--|-----------------------------|--|--|---|--|------------------------------------|
| | | 01 NCAC 01B .0507 | RECORD OF PROCEEDINGS | Eff. July 1, 1987 | Unnecessary | No | | No | Unnecessary | No comments with merit | Unnecessary and should expire on the first day of the month following the consultation | Rule expired - remove from Code |
| | | 01 NCAC 01B .0508 | TEMPORARY RULES | Eff. July 1, 1987 | Unnecessary | No | | No | Unnecessary | No comments with merit | Unnecessary and should expire on the first day of the month following the consultation | Rule expired - remove from Code |
| | SECTION .0600 - DECLARATORY RULINGS | 01 NCAC 01B .0601 | SUBJECTS OF DECLARATORY RULINGS | Eff. July 1, 1987 | Necessary without substantive public interest | No | | 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 |
| | | 01 NCAC 01B .0602 | SUBMISSION OF REQUEST FOR DECLARATORY RULING | Eff. July 1, 1987 | Necessary without substantive public interest | No | | 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 |
| | | 01 NCAC 01B .0603 | DISPOSITION OF REQUESTS | Eff. July 1, 1987 | Necessary without substantive public interest | No | | 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 |
| | | 01 NCAC 01B .0604 | RECORD OF DECISION | Eff. July 1, 1987 | Necessary without substantive public interest | No | | 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 |
| | | 01 NCAC 01B .0605 | DEFINITION | Eff. July 1, 1987 | Necessary without substantive public interest | No | | 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 |
| | SECTION .0700 - ADMINISTRATIVE HEARING PROCEDURES | 01 NCAC 01B .0701 | HEARING PROCEDURES | Amended Eff. August 1, 1988 | Unnecessary | No | | No | Unnecessary | No comments with merit | Unnecessary and should expire on the first day of the month following the consultation | Rule expired - remove from Code |
| | | 01 NCAC 01B .0702 | ADMINISTRATIVE LAW JUDGE: RECOMMENDED DECISION | Eff. November 1, 1988 | Unnecessary | No | | No | Unnecessary | No comments with merit | Unnecessary and should expire on the first day of the month following the consultation | Rule expired - remove from Code |
| SUBCHAPTER 1C - USE OF PUBLIC BUILDINGS AND GROUNDS | | 01 NCAC 01C .0101 | DEFINITIONS | Readopted Eff. February 27, 1979 | Necessary without substantive public interest | No | | 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 |
| | | 01 NCAC 01C .0102 | WRITTEN REQUEST | Readopted Eff. February 27, 1979 | Necessary without substantive public interest | No | | 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 |
| | | 01 NCAC 01C .0103 | CONTENT OF REQUEST | Readopted Eff. February 27, 1979 | Necessary without substantive public interest | No | | 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 |
| | | 01 NCAC 01C .0104 | IDENTIFICATION OF USE | Readopted Eff. February 27, 1979 | Necessary without substantive public interest | No | | 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 |
| | | 01 NCAC 01C .0105 | TIME OF USE | Readopted Eff. February 27, 1979 | Necessary without substantive public interest | No | | 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 |
| | | 01 NCAC 01C .0106 | APPROVAL BY SECRETARY | Readopted Eff. February 27, 1979 | Necessary without substantive public interest | No | | 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 |