

SUBMISSION FOR PERMANENT RULE

MAR 04 2019

1. Rule-Making Agency: N.C. Department Health & Human Services

2. Rule citation & name (name not required for repeal): 10A NCAC 15.1106/RADIOACTIVE MATERIALS AND ACCELERATOR FEE AMOUNTS

3. Action:
 ADOPTION  AMENDMENT  REPEAL  READOPTION

4. Rule exempt from RRC review?
 Yes. Cite authority:
 No

5. Rule automatically subject to legislative review?
 Yes. Cite authority:
 No

6. Notice for Proposed Rule:
 Notice Required
Notice of Text published on: 11/15/18
Link to Agency notice: http://www2.ncdhhs.gov/dhsr/ruleactions.html
Hearing on: 12/10/18
Adoption by Agency on: 03/01/19
 Notice not required under G.S.:
Adoption by Agency on:

FILED
2019 MAR -4 AM 9:23
OFFICE OF ADMIN HEARINGS

7. Rule establishes or increases a fee? (See G.S. 12-3.1)
 Yes
Agency submitted request for consultation on: 11/15/18
Consultation not required. Cite authority:
 No

8. Fiscal impact (check all that apply):
 State funds affected
 Environmental permitting of DOT affected and analysis submitted to Board of Transportation
 Local funds affected
 Substantial economic impact (≥\$1,000,000)
 Approved by OSBM
 No fiscal note required

9. REASON FOR ACTION

9A. What prompted this action? Check all that apply:
 Agency
 Court order / cite:
 Federal statute / cite:
 Federal regulation / cite:
 Legislation enacted by the General Assembly
Cite Session Law:
 Petition for rule-making
 Other:

9B. Explain: NC's Governor entered into an Agreement with the US Atomic Energy Commission (US Nuclear Regulatory Commission (NRC)) in 1964 to discontinue NRC regulatory authority and responsibility in NC. The Radiation Protection Section of the Division of Health Service Regulation (RPS) is charged with upholding the Agreement with the NRC in maintaining a radiation protection program for the health and safety of citizens compatible with the national materials program. Fully funding of regulatory activities of the RPS is critical to Agreement State Status maintenance with NRC. For the last three years, RPS's Radioactive Materials Branch (RAM) has operated at a deficit, spending more than it receives in license fees. The rule amendment fee increase allows the RAM to be fully funded for the next several fiscal years. This rule amendment is necessary for the agency to continue to maintain its role in the national materials program.

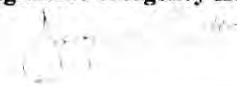
10. Rule-making Coordinator: Joel Johnson
Address: 101 Blair Drive, 2700 Mail Service Center
Raleigh, NC 27699-2700
Phone: 919-855-4800
E-Mail: joel.johnson@dhhs.nc.gov
Agency Contact, if any: Nadine Pfeiffer
Phone: 919-855-3811
E-Mail: Nadine.pfeiffer@dhhs.nc.gov

11. Signature of Agency Head\* or Rule-making Coordinator:
\*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.
Typed Name: Joel Johnson
Title: Rule-making Coordinator

RRC AND OAH USE ONLY

Action taken:
 RRC extended period of review:
 RRC determined substantial changes:
 Withdrawn by agency
 Subject to Legislative Review
 Other:

## SUBMISSION FOR PERMANENT RULE

|   |  |
|---|--|
| 1. Rule-Making Agency: Environmental Management Commission  |  |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 02B .0402 SCOPE  |  |
| 3. Action:<br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION  |  |
| 4. Rule exempt from RRC review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | 5. Rule automatically subject to legislative review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| 6. Notice for Proposed Rule:<br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |  |
| Adoption by Agency on:  |  |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1)<br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | 8. Fiscal impact. Check all that apply.<br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION  |  |
| 9A. What prompted this action? Check all that apply:<br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |  |
| 9B. Explain: Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.  |  |
| 10. Rulemaking Coordinator: Jennifer Everett<br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>   | 11. Signature of Agency Head* or Rule-making Coordinator:<br><br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator                                     |
| RRC AND OAH USE ONLY  |  |
| Action taken:<br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

## SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Environmental Management Commission   |   |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 02B .0403 DEFINITION OF TERMS   |   |
| 3. Action:<br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN   |   |
| 4. Rule exempt from RRC review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | 5. Rule automatically subject to legislative review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| 6. Notice for Proposed Rule:<br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: |   |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1)<br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | 8. Fiscal impact. Check all that apply.<br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION   |   |
| 9A. What prompted this action? Check all that apply:<br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |   |
| 9B. Explain: Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.   |   |
| 10. Rulemaking Coordinator: Jennifer Everett<br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>  | 11. Signature of Agency Head* or Rule-making Coordinator:<br><br>_____<br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| RRC AND OAH USE ONLY   |   |
| Action taken:<br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

## SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Environmental Management Commission   |  |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 02B .0404 WATER QUALITY BASED EFFLUENT LIMITATIONS  |  |
| 3. Action:<br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN   |  |
| 4. Rule exempt from RRC review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | 5. Rule automatically subject to legislative review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| 6. Notice for Proposed Rule:<br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: |  |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1)<br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | 8. Fiscal impact. Check all that apply.<br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION   |  |
| 9A. What prompted this action? Check all that apply:<br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |  |
| 9B. Explain: Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program. The provisions of paragraphs (d) and (e) of this Rule were transferred from 15A NCAC 02H .0404(a) and (d), respectively.  |  |
| 10. Rulemaking Coordinator: Jennifer Everett<br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>  | 11. Signature of Agency Head* or Rule-making Coordinator:<br><br>_____<br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator  |
| RRC AND OAH USE ONLY   |  |
| Action taken:<br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

## SUBMISSION FOR PERMANENT RULE

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| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02B .0406      TECHNOLOGY BASED EFFLUENT LIMITATIONS   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION  |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:      Adoption by Agency on: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted by the General Assembly<br><input type="checkbox"/> Court order / cite:      Cite Session Law:<br><input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Other:   |  |
| <b>9B. Explain:</b> Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.  |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br><b>Phone: (919) 707-8614</b><br><b>E-Mail: jennifer.everett@ncdenr.gov</b><br><br><b>Additional agency contact, if any: Mike Templeton</b><br><b>Phone: (919) 707-3603</b><br><b>E-Mail: mike.templeton@ncdenr.gov</b>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b><br><br><b>Typed Name: Jennifer Everett</b><br><b>Title: DEQ Rulemaking Coordinator</b>   |
| <b>RRC AND OAH USE ONLY</b>  |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

FILED  
 2019 MAR 20 PM 1:12  
 DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

## SUBMISSION FOR PERMANENT RULE

|   |   |
|---|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>   |   |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02B .0407 GUIDANCE FOR DETERMINING A NEW SOURCE   |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |   |
| <b>9B. Explain: Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>   |   |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br><b>Phone: (919) 707-8614</b><br><b>E-Mail: jennifer.everett@ncdenr.gov</b><br><br><b>Additional agency contact, if any: Mike Templeton</b><br><b>Phone: (919) 707-3603</b><br><b>E-Mail: mike.templeton@ncdenr.gov</b>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b><br><br><b>Typed Name: Jennifer Everett</b><br><b>Title: DEQ Rulemaking Coordinator</b>  |
| <b>RRC AND OAH USE ONLY</b>   |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

FILED  
 2019 MAR 23 PM 1:12  
 DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

## SUBMISSION FOR PERMANENT RULE

|   |  |
|---|--|
| 1. Rule-Making Agency: Environmental Management Commission  |  |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 02B .0408 INCORPORATION BY REFERENCE   |  |
| 3. Action:<br><input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION  |  |
| 4. Rule exempt from RRC review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | 5. Rule automatically subject to legislative review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| 6. Notice for Proposed Rule:<br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |  |
| Adoption by Agency on:  |  |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1)<br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | 8. Fiscal impact. Check all that apply.<br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION  |  |
| 9A. What prompted this action? Check all that apply:<br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |  |
| 9B. Explain: Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be a necessary addition in order to conform with federal requirements for approved state NPDES programs (40 CFR 123.25).   |  |
| 10. Rulemaking Coordinator: Jennifer Everett<br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>   | 11. Signature of Agency Head* or Rule-making Coordinator:<br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| RRC AND OAH USE ONLY  |  |
| Action taken:<br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

## SUBMISSION FOR PERMANENT RULE

|  |  |
|--|--|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02B .0501 <b>PURPOSE</b>   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO <b>N</b> <input type="checkbox"/> REPEAL through READOPTIO <b>N</b>  |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: <b>May 1, 2018</b><br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices</a><br>Hearing on: <b>May 23 &amp; June 7, 2018</b><br>Adoption by Agency on: <b>March 14, 2019</b><br><input type="checkbox"/> Notice not required under G.S.: <b>Adoption by Agency on:</b> |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted by the General Assembly<br><input type="checkbox"/> Court order / cite:      Cite Session Law:<br><input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Other:   |  |
| <b>9B. Explain: Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>  |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br><b>Phone: (919) 707-8614</b><br><b>E-Mail: jennifer.everett@ncdenr.gov</b><br><br><b>Additional agency contact, if any: Mike Templeton</b><br><b>Phone: (919) 707-3603</b><br><b>E-Mail: mike.templeton@ncdenr.gov</b>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b><br><br><b>Typed Name: Jennifer Everett</b><br><b>Title: DEQ Rulemaking Coordinator</b>   |
| <b>RRC AND OAH USE ONLY</b>  |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

2019 APR 20 PM 4:12  
 FILED  
 DEQ

## SUBMISSION FOR PERMANENT RULE

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| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02B .0502      SCOPE   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO <b>N</b> <input type="checkbox"/> REPEAL through READOPTIO <b>N</b>  |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: <b>May 1, 2018</b><br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: <b>May 23 &amp; June 7, 2018</b><br>Adoption by Agency on: <b>March 14, 2019</b><br><input type="checkbox"/> Notice not required under G.S.:      Adoption by Agency on: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted by the General Assembly<br><input type="checkbox"/> Court order / cite:      Cite Session Law:<br><input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Other:   |  |
| <b>9B. Explain: Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>  |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br><b>Phone: (919) 707-8614</b><br><b>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a></b><br><br><b>Additional agency contact, if any: Mike Templeton</b><br><b>Phone: (919) 707-3603</b><br><b>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a></b>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr style="border: 0.5px solid black;"/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b><br><br><b>Typed Name: Jennifer Everett</b><br><b>Title: DEQ Rulemaking Coordinator</b>  |
| <b>RRC AND OAH USE ONLY</b>  |  |
| <b>Action taken:</b><br><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

2019 APR 21 PM 4:12  
 FILED

## SUBMISSION FOR PERMANENT RULE

|   |  |
|---|--|
| 1. Rule-Making Agency: Environmental Management Commission  |  |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 02B .0503 DEFINITIONS  |  |
| 3. Action:<br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTON <input type="checkbox"/> REPEAL through READOPTON  |  |
| 4. Rule exempt from RRC review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | 5. Rule automatically subject to legislative review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| 6. Notice for Proposed Rule:<br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |  |
| Adoption by Agency on:  |  |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1)<br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | 8. Fiscal impact. Check all that apply.<br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION  |  |
| 9A. What prompted this action? Check all that apply:<br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |  |
| 9B. Explain: Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.  |  |
| 10. Rulemaking Coordinator: Jennifer Everett<br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>   | 11. Signature of Agency Head* or Rule-making Coordinator:<br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| RRC AND OAH USE ONLY  |  |
| Action taken:<br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

FILED  
 2019 APR 03 PM 1:13  
 DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

## SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Environmental Management Commission   |  |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 02B .0504 CLASSIFICATION OF WASTE SOURCES   |  |
| 3. Action:<br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN   |  |
| 4. Rule exempt from RRC review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | 5. Rule automatically subject to legislative review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| 6. Notice for Proposed Rule:<br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: |  |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1)<br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | 8. Fiscal impact. Check all that apply.<br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION   |  |
| 9A. What prompted this action? Check all that apply:<br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |  |
| 9B. Explain: Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.   |  |
| 10. Rulemaking Coordinator: Jennifer Everett<br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>  | 11. Signature of Agency Head* or Rule-making Coordinator:<br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| RRC AND OAH USE ONLY   |  |
| Action taken:<br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

## SUBMISSION FOR PERMANENT RULE

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|--|--|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02B .0505      MONITORING REQUIREMENTS   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO <b>N</b> <input type="checkbox"/> REPEAL through READOPTIO <b>N</b>  |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:      Adoption by Agency on: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted by the General Assembly<br><input type="checkbox"/> Court order / cite:      Cite Session Law:<br><input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Other:   |  |
| <b>9B. Explain: Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>  |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator  |
| <b>RRC AND OAH USE ONLY</b>  |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

## SUBMISSION FOR PERMANENT RULE

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|---|--|
| 1. Rule-Making Agency: Environmental Management Commission  |  |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 02B .0506      REPORTING REQUIREMENTS  |  |
| 3. Action:<br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN  |  |
| 4. Rule exempt from RRC review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | 5. Rule automatically subject to legislative review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| 6. Notice for Proposed Rule:<br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:      Adoption by Agency on: |  |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1)<br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | 8. Fiscal impact. Check all that apply.<br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION  |  |
| 9A. What prompted this action? Check all that apply:<br><input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted by the General Assembly<br><input type="checkbox"/> Court order / cite:      Cite Session Law:<br><input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Other:   |  |
| 9B. Explain: Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.  |  |
| 10. Rulemaking Coordinator: Jennifer Everett<br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>   | 11. Signature of Agency Head* or Rule-making Coordinator:<br><br>_____<br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator  |
| RRC AND OAH USE ONLY  |  |
| Action taken:<br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

## SUBMISSION FOR PERMANENT RULE

|   |   |
|---|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>   |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02B .0508 TESTS AND MEASUREMENTS APPLICABLE TO SICS</b>   |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTED <input type="checkbox"/> REPEAL through READOPTED   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |   |
| <b>9B. Explain: Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>   |   |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>   |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

2019 APR 11 11:14  
 FILED  
 DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES  
 RALEIGH, NC

## SUBMISSION FOR PERMANENT RULE

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|---|--|
| 1. Rule-Making Agency: Environmental Management Commission  |  |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 02B .0511 INCORPORATION BY REFERENCE   |  |
| 3. Action:<br><input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION  |  |
| 4. Rule exempt from RRC review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | 5. Rule automatically subject to legislative review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| 6. Notice for Proposed Rule:<br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |  |
| Adoption by Agency on:  |  |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1)<br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | 8. Fiscal impact. Check all that apply.<br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION  |  |
| 9A. What prompted this action? Check all that apply:<br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |  |
| 9B. Explain: Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be a necessary addition in order to conform with federal requirements for approved state NPDES programs (40 CFR 123.25).   |  |
| 10. Rulemaking Coordinator: Jennifer Everett<br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>   | 11. Signature of Agency Head* or Rule-making Coordinator:<br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| RRC AND OAH USE ONLY  |  |
| Action taken:<br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

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## SUBMISSION FOR PERMANENT RULE

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|---|---|
| <b>1. Rule-Making Agency: NC Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02B .0601 Site Specific Water Quality Management Plan for the Goose Creek Watershed (Yadkin Pee-Dee River Basin): Purpose   |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice:<br><a href="https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf">https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf</a><br>Hearing on: May 23, 2018 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |   |
| <b>9B. Explain: The purpose of this rulemaking is to readopt the Rule in accordance with G.S. 150B-21.3A "Periodic Review and Expiration of Existing Rules."</b>  |   |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: 919-707-8614<br>E-Mail: Jennifer.Everett@ncdenr.gov<br><br>Additional agency contact, if any: Karen Higgins<br>Phone: 919-707-3630<br>E-Mail: Karen.Higgins@ncdenr.gov  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>   |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

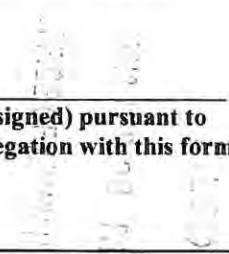
## SUBMISSION FOR PERMANENT RULE

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| <b>1. Rule-Making Agency:</b> NC Environmental Management Commission   |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02B .0602 Site Specific Water Quality Management Plan for the Goose Creek Watershed (Yadkin Pee-Dee River Basin): Stormwater Control Requirements  |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION  |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice:<br><a href="https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf">https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf</a><br>Hearing on: May 23, 2018 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |  |
| <b>9B. Explain: The purpose of this rulemaking is to readopt the Rule in accordance with G.S. 150B-21.3A "Periodic Review and Expiration of Existing Rules."</b>   |  |
| <b>10. Rulemaking Coordinator:</b> Jennifer Everett<br><br>Phone: 919-707-8614<br>E-Mail: Jennifer.Everett@ncdenr.gov<br><br>Additional agency contact, if any: Karen Higgins<br>Phone: 919-707-3630<br>E-Mail: Karen.Higgins@ncdenr.gov   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator  |
| <b>RRC AND OAH USE ONLY</b>  |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

## SUBMISSION FOR PERMANENT RULE

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| <b>1. Rule-Making Agency: NC Environmental Management Commission</b>  |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02B .0603 Site Specific Water Quality Management Plan for the Goose Creek Watershed (Yadkin Pee-Dee River Basin): Wastewater Control Requirements   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION   |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice:<br><a href="https://www.ncioah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf">https://www.ncioah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf</a><br>Hearing on: May 23, 2018 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |  |
| <b>9B. Explain: The purpose of this rulemaking is to readopt the Rule in accordance with G.S. 150B-21.3A "Periodic Review and Expiration of Existing Rules."</b>  |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br><b>Phone: 919-707-8614</b><br><b>E-Mail: Jennifer.Everett@ncdenr.gov</b><br><br><b>Additional agency contact, if any: Karen Higgins</b><br><b>Phone: 919-707-3630</b><br><b>E-Mail: Karen.Higgins@ncdenr.gov</b>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b><br><br><b>Typed Name: Jennifer Everett</b><br><b>Title: DEQ Rulemaking Coordinator</b>   |
| <b>RRC AND OAH USE ONLY</b>   |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

## SUBMISSION FOR PERMANENT RULE

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| <b>1. Rule-Making Agency: NC Environmental Management Commission</b>   |   |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02B .0604 Site Specific Water Quality Management Plan for the Goose Creek Watershed (Yadkin Pee-Dee River Basin): Control Toxicity Including Ammonia   |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO <b>N</b> <input type="checkbox"/> REPEAL through READOPTIO <b>N</b>  |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice:<br><a href="https://www.ncioah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf">https://www.ncioah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf</a><br>Hearing on: May 23, 2018 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required  |
| <b>9. REASON FOR ACTION</b>  |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |   |
| <b>9B. Explain: The purpose of this rulemaking is to readopt the Rule in accordance with G.S. 150B-21.3A "Periodic Review and Expiration of Existing Rules."</b>   |   |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: 919-707-8614<br>E-Mail: Jennifer.Everett@ncdenr.gov<br><br>Additional agency contact, if any: Karen Higgins<br>Phone: 919-707-3630<br>E-Mail: Karen.Higgins@ncdenr.gov   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><div style="text-align: center; border-top: 1px solid black; width: 100px; margin: 0 auto;">  </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator |
| <b>RRC AND OAH USE ONLY</b>  |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |   |

## SUBMISSION FOR PERMANENT RULE

|   |   |
|---|---|
| <b>1. Rule-Making Agency: NC Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02B .0605 Site Specific Water Quality Management Plan for the Goose Creek Watershed (Yadkin Pee-Dee River Basin): Riparian Buffer Widths  |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice:<br><a href="https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf">https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf</a><br>Hearing on: May 23, 2018 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |   |
| <b>9B. Explain: The purpose of this rulemaking is to readopt the Rule in accordance with G.S. 150B-21.3A "Periodic Review and Expiration of Existing Rules."</b>  |   |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: 919-707-8614<br>E-Mail: Jennifer.Everett@ncdenr.gov<br><br>Additional agency contact, if any: Karen Higgins<br>Phone: 919-707-3630<br>E-Mail: Karen.Higgins@ncdenr.gov  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>   |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

## SUBMISSION FOR PERMANENT RULE

|   |   |
|---|---|
| <b>1. Rule-Making Agency: NC Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02B .0606 Site Specific Water Quality Management Plan for the Goose Creek Watershed (Yadkin Pec-Dee River Basin): Authorization Certificates  |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice:<br><a href="https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf">https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf</a><br>Hearing on: May 23, 2018 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |   |
| <b>9B. Explain: The purpose of this rulemaking is to readopt the Rule in accordance with G.S. 150B-21.3A "Periodic Review and Expiration of Existing Rules."</b>  |   |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: 919-707-8614<br>E-Mail: Jennifer.Everett@ncdenr.gov<br><br>Additional agency contact, if any: Karen Higgins<br>Phone: 919-707-3630<br>E-Mail: Karen.Higgins@ncdenr.gov  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>   |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

## SUBMISSION FOR PERMANENT RULE

|   |   |
|---|---|
| <b>1. Rule-Making Agency: NC Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02B .0608 Site Specific Water Quality Management Plan for the Goose Creek Watershed (Yadkin Pee-Dee River Basin): Manage Activities within Riparian Buffers: Forest Harvesting Requirements   |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice:<br><a href="https://www.ncioah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf">https://www.ncioah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf</a><br>Hearing on: May 23, 2018 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |   |
| <b>9B. Explain: The purpose of this rulemaking is to readopt the Rule in accordance with G.S. 150B-21.3A "Periodic Review and Expiration of Existing Rules."</b>  |   |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: 919-707-8614<br>E-Mail: Jennifer.Everett@ncdenr.gov<br><br>Additional agency contact, if any: Karen Higgins<br>Phone: 919-707-3630<br>E-Mail: Karen.Higgins@ncdenr.gov  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>   |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

## SUBMISSION FOR PERMANENT RULE

|   |  |
|---|--|
| <b>1. Rule-Making Agency: NC Environmental Management Commission</b>  |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02B .0610 Managing Activities within Riparian Buffers: Definitions  |  |
| <b>3. Action:</b><br><input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN   |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice:<br><a href="https://www.ncvah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf">https://www.ncvah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf</a><br>Hearing on: May 23, 2018 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |  |
| <b>9B. Explain:</b> This Rule contains provisions that were previously codified in in 15A NCAC 02B .0233(2), 15A NCAC 02B .0243(2), 15A NCAC 02B .0250(2) and 15A NCAC 02B .0259(2) and is part of an overall reorganization process of Rules within this Section that are being readopted in accordance with G.S. 150B-21.3A "Periodic Review and Expiration of Existing Rules."   |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: 919-707-8614<br>E-Mail: Jennifer.Everett@ncdenr.gov<br><br>Additional agency contact, if any: Karen Higgins<br>Phone: 919-707-3630<br>E-Mail: Karen.Higgins@ncdenr.gov  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator                                    |
| <b>RRC AND OAH USE ONLY</b>   |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

## SUBMISSION FOR PERMANENT RULE

|   |   |
|---|---|
| <b>1. Rule-Making Agency: NC Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02B .0611 Managing Activities within Riparian Buffers: Authorization Certificates   |   |
| <b>3. Action:</b><br><input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice:<br><a href="https://www.ncioah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf">https://www.ncioah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf</a><br>Hearing on: May 23, 2018 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |   |
| <b>9B. Explain:</b> This Rule contains provisions that were previously codified in 15A NCAC 02B .0233(8) & (9), 15A NCAC 02B .0243(8) & (9), 15A NCAC 02B .0250(11) & (12) and 15A NCAC 02B .0259(8) & (9) and is part of an overall reorganization process of Rules within this Section that are being readopted in accordance with G.S. 150B-21.3A "Periodic Review and Expiration of Existing Rules."  |   |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: 919-707-8614<br>E-Mail: <a href="mailto:Jennifer.Everett@ncdenr.gov">Jennifer.Everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Karen Higgins<br>Phone: 919-707-3630<br>E-Mail: <a href="mailto:Karen.Higgins@ncdenr.gov">Karen.Higgins@ncdenr.gov</a>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>   |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

## SUBMISSION FOR PERMANENT RULE

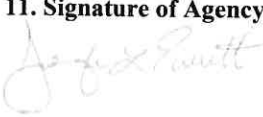
|   |   |
|---|---|
| <b>1. Rule-Making Agency: NC Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02B .0612 Managing Activities within Riparian Buffers: Forest Harvesting Requirements   |   |
| <b>3. Action:</b><br><input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice:<br><a href="https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf">https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf</a><br>Hearing on: May 23, 2018 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |   |
| <b>9B. Explain:</b> This Rule contains provisions that were previously codified in 15A NCAC 02B .0233(11), 15A NCAC 02B .0243(11), 15A NCAC 02B .0250(16) and 15A NCAC 02B .0259(11) and is part of an overall reorganization process of Rules within this Section that are being readopted in accordance with G.S. 150B-21.3A "Periodic Review and Expiration of Existing Rules."  |   |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: 919-707-8614<br>E-Mail: Jennifer.Everett@ncdenr.gov<br><br>Additional agency contact, if any: Karen Higgins<br>Phone: 919-707-3630<br>E-Mail: Karen.Higgins@ncdenr.gov  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>   |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

## SUBMISSION FOR PERMANENT RULE

|   |  |
|---|--|
| <b>1. Rule-Making Agency: NC Environmental Management Commission</b>  |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02B .0241 Neuse River Basin: Nutrient Sensitive Waters Management Strategy: Delegation of Authority for the Protection and Maintenance of Existing Riparian Buffers   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION   |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice:<br><a href="https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf">https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf</a><br>Hearing on: May 23, 2018 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> <b>Notice not required under G.S.:</b><br>Adoption by Agency on: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |  |
| <b>9B. Explain: The purpose of this rulemaking is to readopt the Rule in accordance with G.S. 150B-21.3A "Periodic Review and Expiration of Existing Rules." This rule is being transferred to 15A NCAC 02B .0715 as part of a larger reorganization of Rules within this Section.</b>  |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br><b>Phone: 919-707-8614</b><br><b>E-Mail: Jennifer.Everett@ncdenr.gov</b><br><br><b>Additional agency contact, if any: Karen Higgins</b><br><b>Phone: 919-707-3630</b><br><b>E-Mail: Karen.Higgins@ncdenr.gov</b>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><br><hr/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b><br><br><b>Typed Name: Jennifer Everett</b><br><b>Title: DEQ Rulemaking Coordinator</b>   |
| <b>RRC AND OAH USE ONLY</b>   |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

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## SUBMISSION FOR PERMANENT RULE

|   |  |
|---|--|
| <b>1. Rule-Making Agency: NC Environmental Management Commission</b>  |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02B .0248 Randleman Nutrient Strategy: Purpose and Scope  |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO <b>N</b> <input type="checkbox"/> REPEAL through READOPTIO <b>N</b>   |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice:<br><a href="https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf">https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf</a><br>Hearing on: May 23, 2018 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required   |
| <b>9. REASON FOR ACTION</b>   |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |  |
| <b>9B. Explain: The purpose of this rulemaking is to readopt the Rule in accordance with G.S. 150B-21.3A "Periodic Review and Expiration of Existing Rules." This rule is being transferred to 15A NCAC 02B .0720 as part of a larger reorganization of Rules within this Section.</b>  |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: 919-707-8614<br>E-Mail: Jennifer.Everett@ncdenr.gov<br><br>Additional agency contact, if any: Karen Higgins<br>Phone: 919-707-3630<br>E-Mail: Karen.Higgins@ncdenr.gov  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><div style="text-align: center; margin-top: 10px;">  </div> <hr style="width: 80%; margin: 10px auto;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator |
| <b>RRC AND OAH USE ONLY</b>   |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

## SUBMISSION FOR PERMANENT RULE

|   |   |
|---|---|
| <b>1. Rule-Making Agency: NC Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02B .0249 Randleman Lake Water Supply Watershed: Wastewater Discharge Requirements  |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice:<br><a href="https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf">https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf</a><br>Hearing on: May 23, 2018 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |   |
| <b>9B. Explain: The purpose of this rulemaking is to readopt the Rule in accordance with G.S. 150B-21.3A "Periodic Review and Expiration of Existing Rules." This rule is being transferred to 15A NCAC 02B .0722 as part of a larger reorganization of Rules within this Section.</b>  |   |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: 919-707-8614<br>E-Mail: Jennifer.Everett@ncdenr.gov<br><br>Additional agency contact, if any: Karen Higgins<br>Phone: 919-707-3630<br>E-Mail: Karen.Higgins@ncdenr.gov  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>   |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

## SUBMISSION FOR PERMANENT RULE

|   |  |
|---|--|
| <b>1. Rule-Making Agency: NC Environmental Management Commission</b>  |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02B .0251 Randleman Lake Water Supply Watershed: Stormwater Requirements  |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION   |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice:<br><a href="https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf">https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf</a><br>Hearing on: May 23, 2018 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |  |
| <b>9B. Explain:</b> The purpose of this rulemaking is to readopt the Rule in accordance with G.S. 150B-21.3A "Periodic Review and Expiration of Existing Rules." This rule is being transferred to 15A NCAC 02B .0721 as part of a larger reorganization of Rules within this Section.  |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: 919-707-8614<br>E-Mail: Jennifer.Everett@ncdenr.gov<br><br>Additional agency contact, if any: Karen Higgins<br>Phone: 919-707-3630<br>E-Mail: Karen.Higgins@ncdenr.gov  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator  |
| <b>RRC AND OAH USE ONLY</b>   |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

## SUBMISSION FOR PERMANENT RULE

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|---|--|
| <b>1. Rule-Making Agency: NC Environmental Management Commission</b>  |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02B .0261 Tar-Pamlico River Basin – Nutrient Sensitive Waters Management Strategy: Delegation of Authority for the Protection and Maintenance of Existing Riparian Buffers  |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION   |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice:<br><a href="https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf">https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf</a><br>Hearing on: May 23, 2018 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |  |
| <b>9B. Explain: The purpose of this rulemaking is to readopt the Rule in accordance with G.S. 150B-21.3A "Periodic Review and Expiration of Existing Rules." This rule is being transferred to 15A NCAC 02B .0735 as part of a larger reorganization of Rules within this Section.</b>  |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: 919-707-8614<br>E-Mail: Jennifer.Everett@ncdenr.gov<br><br>Additional agency contact, if any: Karen Higgins<br>Phone: 919-707-3630<br>E-Mail: Karen.Higgins@ncdenr.gov  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator  |
| <b>RRC AND OAH USE ONLY</b>   |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

## SUBMISSION FOR PERMANENT RULE

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| <b>1. Rule-Making Agency: Environmental Management Commission</b>   |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02H .0101 <b>PURPOSE</b>  |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO <b>N</b> <input type="checkbox"/> REPEAL through READOPTIO <b>N</b>   |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:      Adoption by Agency on: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted by the General Assembly<br><input type="checkbox"/> Court order / cite:      Cite Session Law:<br><input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Other:  |  |
| <b>9B. Explain: Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>   |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br><b>Phone: (919) 707-8614</b><br><b>E-Mail: jennifer.everett@ncdenr.gov</b><br><br><b>Additional agency contact, if any: Mike Templeton</b><br><b>Phone: (919) 707-3603</b><br><b>E-Mail: mike.templeton@ncdenr.gov</b>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b><br><br><b>Typed Name: Jennifer Everett</b><br><b>Title: DEQ Rulemaking Coordinator</b>   |
| <b>RRC AND OAH USE ONLY</b>   |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

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## SUBMISSION FOR PERMANENT RULE

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| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02H .0102      SCOPE   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTON <input type="checkbox"/> REPEAL through READOPTON  |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:      Adoption by Agency on: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted by the General Assembly<br><input type="checkbox"/> Court order / cite:      Cite Session Law:<br><input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Other:   |  |
| <b>9B. Explain: Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>  |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr style="border: 0.5px solid black;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>  |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

## SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Environmental Management Commission   |  |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 02H .0103 DEFINITION OF TERMS   |  |
| 3. Action:<br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN   |  |
| 4. Rule exempt from RRC review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | 5. Rule automatically subject to legislative review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| 6. Notice for Proposed Rule:<br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: |  |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1)<br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | 8. Fiscal impact. Check all that apply.<br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION   |  |
| 9A. What prompted this action? Check all that apply:<br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |  |
| 9B. Explain: Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.   |  |
| 10. Rulemaking Coordinator: Jennifer Everett<br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>  | 11. Signature of Agency Head* or Rule-making Coordinator:<br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| RRC AND OAH USE ONLY   |  |
| Action taken:<br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

## SUBMISSION FOR PERMANENT RULE

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| <b>1. Rule-Making Agency: Environmental Management Commission</b>   |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02H .0105 <b>APPLICATION: PERMIT FEES:</b><br>ASSESSMENT FOR NEW SOURCES  |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION   |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: <b>Adoption by Agency on:</b> |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted by the General Assembly<br><input type="checkbox"/> Court order / cite:      Cite Session Law:<br><input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Other:  |  |
| <b>9B. Explain:</b> Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program. The provisions of the final clause of subparagraph (c)(2) of this Rule were previously codified in 15A NCAC 02H .0404(e).   |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br><b>Phone: (919) 707-8614</b><br><b>E-Mail: jennifer.everett@ncdenr.gov</b><br><br><b>Additional agency contact, if any: Mike Templeton</b><br><b>Phone: (919) 707-3603</b><br><b>E-Mail: mike.templeton@ncdenr.gov</b>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b><br><br><b>Typed Name: Jennifer Everett</b><br><b>Title: DEQ Rulemaking Coordinator</b>   |
| <b>RRC AND OAH USE ONLY</b>   |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

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## SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Environmental Management Commission   |  |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 02H .0106 FILING APPLICATIONS   |  |
| 3. Action:<br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN   |  |
| 4. Rule exempt from RRC review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | 5. Rule automatically subject to legislative review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| 6. Notice for Proposed Rule:<br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: |  |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1)<br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | 8. Fiscal impact. Check all that apply.<br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION   |  |
| 9A. What prompted this action? Check all that apply:<br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |  |
| 9B. Explain: Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.   |  |
| 10. Rulemaking Coordinator: Jennifer Everett<br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>  | 11. Signature of Agency Head* or Rule-making Coordinator:<br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| RRC AND OAH USE ONLY   |  |
| Action taken:<br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

## SUBMISSION FOR PERMANENT RULE

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|---|--|
| 1. Rule-Making Agency: Environmental Management Commission  |  |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 02H .0107 STAFF REVIEW AND EVALUATION  |  |
| 3. Action:<br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION  |  |
| 4. Rule exempt from RRC review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | 5. Rule automatically subject to legislative review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| 6. Notice for Proposed Rule:<br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |  |
| Adoption by Agency on:  |  |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1)<br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | 8. Fiscal impact. Check all that apply.<br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION  |  |
| 9A. What prompted this action? Check all that apply:<br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br><input type="checkbox"/> Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |  |
| 9B. Explain: Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.  |  |
| 10. Rulemaking Coordinator: Jennifer Everett<br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>   | 11. Signature of Agency Head* or Rule-making Coordinator:<br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| RRC AND OAH USE ONLY  |  |
| Action taken:<br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

## SUBMISSION FOR PERMANENT RULE

|   |   |
|---|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>   |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02H .0108</b> <b>FACT SHEETS</b>  |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |   |
| <b>9B. Explain: Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>   |   |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>   |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

## SUBMISSION FOR PERMANENT RULE

|   |  |
|---|--|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>   |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02H .0109      PUBLIC NOTICE  |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION   |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:      Adoption by Agency on: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted by the General Assembly<br><input type="checkbox"/> Court order / cite:      Cite Session Law:<br><input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Other:  |  |
| <b>9B. Explain: Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>   |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br><b>Phone: (919) 707-8614</b><br><b>E-Mail: jennifer.everett@ncdenr.gov</b><br><br><b>Additional agency contact, if any: Mike Templeton</b><br><b>Phone: (919) 707-3603</b><br><b>E-Mail: mike.templeton@ncdenr.gov</b>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr style="border: 0; border-top: 1px solid black;"/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b><br><br><b>Typed Name: Jennifer Everett</b><br><b>Title: DEQ Rulemaking Coordinator</b>   |
| <b>RRC AND OAH USE ONLY</b>   |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

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## SUBMISSION FOR PERMANENT RULE

|   |  |
|---|--|
| 1. Rule-Making Agency: Environmental Management Commission  |  |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 02H .0111 PUBLIC HEARINGS  |  |
| 3. Action:<br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION  |  |
| 4. Rule exempt from RRC review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | 5. Rule automatically subject to legislative review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| 6. Notice for Proposed Rule:<br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |  |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1)<br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | 8. Fiscal impact. Check all that apply.<br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION  |  |
| 9A. What prompted this action? Check all that apply:<br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |  |
| 9B. Explain: Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.  |  |
| 10. Rulemaking Coordinator: Jennifer Everett<br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>   | 11. Signature of Agency Head* or Rule-making Coordinator:<br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| RRC AND OAH USE ONLY  |  |
| Action taken:<br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

## SUBMISSION FOR PERMANENT RULE

|  |  |
|--|--|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02H .0112      FINAL ACTION ON PERMIT APPLICATIONS   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION  |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:      Adoption by Agency on: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted by the General Assembly<br><input type="checkbox"/> Court order / cite:      Cite Session Law:<br><input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Other:   |  |
| <b>9B. Explain: Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>  |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br><b>Phone: (919) 707-8614</b><br><b>E-Mail: jennifer.everett@ncdenr.gov</b><br><br><b>Additional agency contact, if any: Mike Templeton</b><br><b>Phone: (919) 707-3603</b><br><b>E-Mail: mike.templeton@ncdenr.gov</b>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b><br><br><b>Typed Name: Jennifer Everett</b><br><b>Title: DEQ Rulemaking Coordinator</b>   |
| <b>RRC AND OAH USE ONLY</b>  |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

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 ACTION PERMITS  
 3/20/19 11:16  
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## SUBMISSION FOR PERMANENT RULE

|  |   |
|--|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02H .0113</b> NOTIFICATION OF APPLICANTS   |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION  |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |   |
| Adoption by Agency on:   |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |   |
| <b>9B. Explain: Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>  |   |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br>_____<br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator  |
| <b>RRC AND OAH USE ONLY</b>  |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |   |

FILED  
 APR 20 2019  
 OFFICE OF ADMINISTRATIVE SERVICES

## SUBMISSION FOR PERMANENT RULE

|  |   |
|--|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02H .0114      MODIFICATION AND REVOCATION OF PERMITS  |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION  |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |   |
| <b>9B. Explain: Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>  |   |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br>_____<br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator  |
| <b>RRC AND OAH USE ONLY</b>  |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |   |





## SUBMISSION FOR PERMANENT RULE

|  |  |
|--|--|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02H .0117      INVESTIGATIONS: MONITORING: AND REPORTING   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION  |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:      Adoption by Agency on: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted by the General Assembly<br><input type="checkbox"/> Court order / cite:      Cite Session Law:<br><input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Other:   |  |
| <b>9B. Explain: Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>  |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr style="border: 0; border-top: 1px solid black; margin-bottom: 5px;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator  |
| <b>RRC AND OAH USE ONLY</b>  |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

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## SUBMISSION FOR PERMANENT RULE

|   |  |
|---|--|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>   |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02H .0118      EFFLUENT LIMITATIONS AND STANDARDS   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION   |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |  |
| <b>9B. Explain:</b> Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.   |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br>_____<br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>   |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

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## SUBMISSION FOR PERMANENT RULE

|  |  |
|--|--|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02H .0121      SUSPENSION OF REQUIREMENT FOR STATE NPDES PERMITS   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION  |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |  |
| <b>9B. Explain:</b> Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.  |  |
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| <b>RRC AND OAH USE ONLY</b>  |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

## SUBMISSION FOR PERMANENT RULE

|   |  |
|---|--|
| 1. Rule-Making Agency: Environmental Management Commission  |  |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 02H .0124 RELIABILITY  |  |
| 3. Action:<br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION  |  |
| 4. Rule exempt from RRC review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | 5. Rule automatically subject to legislative review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| 6. Notice for Proposed Rule:<br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |  |
| Adoption by Agency on:  |  |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1)<br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | 8. Fiscal impact. Check all that apply.<br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION  |  |
| 9A. What prompted this action? Check all that apply:<br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |  |
| 9B. Explain: Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.  |  |
| 10. Rulemaking Coordinator: Jennifer Everett<br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>   | 11. Signature of Agency Head* or Rule-making Coordinator:<br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| RRC AND OAH USE ONLY  |  |
| Action taken:<br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

## SUBMISSION FOR PERMANENT RULE

|  |  |
|--|--|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02H .0125      PERMIT REQUIREMENTS FOR PEAT MINING   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION  |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:   |  |
| <input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |  |
| <b>9B. Explain:</b> Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.  |  |
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| <b>RRC AND OAH USE ONLY</b>  |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

## SUBMISSION FOR PERMANENT RULE

|  |  |
|--|--|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02H .0127      GENERAL PERMITS   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION  |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |  |
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| <b>RRC AND OAH USE ONLY</b>  |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |





## SUBMISSION FOR PERMANENT RULE

|   |  |
|---|--|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>   |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02H .0140 <span style="float: right;">CERTIFICATION OF COMPLETION</span>  |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION   |  |
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| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: <span style="float: right;">Adoption by Agency on:</span> |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
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| <b>9B. Explain: Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>   |  |
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 03/20/2019 10:11 AM  
 DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES  
 DIVISION OF PERMITS

## SUBMISSION FOR PERMANENT RULE

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| <b>1. Rule-Making Agency: Environmental Management Commission</b>   |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02H .0141      OPERATIONAL AGREEMENTS   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION   |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |  |
| <b>9B. Explain:</b> Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.   |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br><b>Phone: (919) 707-8614</b><br><b>E-Mail: jennifer.everett@ncdenr.gov</b><br><br><b>Additional agency contact, if any: Mike Templeton</b><br><b>Phone: (919) 707-3603</b><br><b>E-Mail: mike.templeton@ncdenr.gov</b>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b><br><br><b>Typed Name: Jennifer Everett</b><br><b>Title: DEQ Rulemaking Coordinator</b>   |
| <b>RRC AND OAH USE ONLY</b>   |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

## SUBMISSION FOR PERMANENT RULE

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| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02H .0142</b>  |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION  |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |   |
| <b>9B. Explain: Rules governing the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The review determined that the requirements of the subject rule are no longer necessary to the program.</b>  |   |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br>_____<br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator  |
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| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02H .0143      INCORPORATION BY REFERENCE  |  |
| <b>3. Action:</b><br><input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b> <input type="checkbox"/> <b>READOPTION</b> <input type="checkbox"/> <b>REPEAL through READOPTION</b>   |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> <b>Yes. Cite authority:</b><br><input checked="" type="checkbox"/> <b>No</b>  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> <b>Yes. Cite authority:</b><br><input checked="" type="checkbox"/> <b>No</b>   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> <b>Notice not required under G.S.:</b> <b>Adoption by Agency on:</b> |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> <b>Yes</b><br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> <b>No</b>  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> <b>This Rule was part of a combined analysis.</b><br><input type="checkbox"/> <b>State funds affected</b><br><input type="checkbox"/> <b>Local funds affected</b><br><input type="checkbox"/> <b>Substantial economic impact (≥\$1,000,000)</b><br><input type="checkbox"/> <b>Approved by OSBM</b><br><input checked="" type="checkbox"/> <b>No fiscal note required</b> |
| <b>9. REASON FOR ACTION</b>  |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> <b>Agency</b> <input type="checkbox"/> <b>Legislation enacted by the General Assembly</b><br><input type="checkbox"/> <b>Court order / cite:</b> <b>Cite Session Law:</b><br><input type="checkbox"/> <b>Federal statute / cite:</b> <input type="checkbox"/> <b>Petition for rule-making</b><br><input type="checkbox"/> <b>Federal regulation / cite:</b> <input type="checkbox"/> <b>Other:</b>  |  |
| <b>9B. Explain: Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be a necessary addition in order to conform with federal requirements for approved state NPDES programs (40 CFR 123.25).</b>   |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br>_____<br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>  |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

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| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |  |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02H .0401</b>  |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION  |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
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| <b>9B. Explain: Rules governing the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The review determined that the requirements of the subject rule are no longer necessary to the program.</b>  |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr style="border: 0; border-top: 1px solid black;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator  |
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| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |  |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02H .0402</b>  |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION  |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: <span style="float: right;">Adoption by Agency on:</span> |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |  |
| <b>9B. Explain: Rules governing the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The review determined that the requirements of the subject rule are no longer necessary to the program.</b>  |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr style="border: 0; border-top: 1px solid black; margin-bottom: 5px;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator  |
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## SUBMISSION FOR PERMANENT RULE

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| <b>1. Rule-Making Agency: Environmental Management Commission</b>   |  |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02H .0403</b>   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION   |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
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| <b>9B. Explain: Rules governing the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The review determined that the subject rule is not a necessary part of the program. It pertains to certain permits administered under the 15A NCAC 02T rules and will be recodified in that subchapter as necessary.</b>  |  |
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FILED  
 2019 APR 20 PM 1:19  
 OFFICE OF THE SECRETARY OF DEQ

## SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: Environmental Management Commission  |  |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 02H .0404  |  |
| 3. Action:<br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION  |  |
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| 9A. What prompted this action? Check all that apply:<br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |  |
| 9B. Explain: Rules governing the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. Certain requirements of the subject rule are still necessary to the program and have been recodified in 15A NCAC 02B .0404. The remaining requirements apply to other permits now administered through the 15A NCAC 02T rules.   |  |
| 10. Rulemaking Coordinator: Jennifer Everett<br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>   | 11. Signature of Agency Head* or Rule-making Coordinator:<br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| RRC AND OAH USE ONLY  |  |
| Action taken:<br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

## SUBMISSION FOR PERMANENT RULE

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| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02H .0405  |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION  |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: <span style="float: right;">Adoption by Agency on:</span> |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |  |
| <b>9B. Explain:</b> Rules governing the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The review determined that the requirements of the subject rule are no longer necessary to the program.  |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator  |
| <b>RRC AND OAH USE ONLY</b>  |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

STATE OF NORTH CAROLINA  
 DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES  
 7019 HUNTER FLD # 119  
 RALEIGH, NC 27617

## SUBMISSION FOR PERMANENT RULE

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|---|--|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>   |  |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02H .0406</b>   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN <input checked="" type="checkbox"/> REPEAL through READOPTIOIN   |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |  |
| <b>9B. Explain: Rules governing the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The review determined that the requirements of the subject rule are no longer necessary to the program.</b>   |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr style="border: 0; border-top: 1px solid black; margin-bottom: 5px;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator  |
| <b>RRC AND OAH USE ONLY</b>   |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

## SUBMISSION FOR PERMANENT RULE

|   |  |
|---|--|
| 1. Rule-Making Agency: Environmental Management Commission  |  |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 02H .0407  |  |
| 3. Action:<br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION  |  |
| 4. Rule exempt from RRC review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | 5. Rule automatically subject to legislative review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| 6. Notice for Proposed Rule:<br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |  |
| Adoption by Agency on:  |  |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1)<br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | 8. Fiscal impact. Check all that apply.<br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION  |  |
| 9A. What prompted this action? Check all that apply:<br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |  |
| 9B. Explain: Rules governing the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The review determined that the requirements of the subject rule are no longer necessary to the program.  |  |
| 10. Rulemaking Coordinator: Jennifer Everett<br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>   | 11. Signature of Agency Head* or Rule-making Coordinator:<br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| RRC AND OAH USE ONLY  |  |
| Action taken:<br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

## SUBMISSION FOR PERMANENT RULE

|   |  |
|---|--|
| <b>1. Rule-Making Agency: NC Environmental Management Commission</b>  |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02H .0501 Applicability   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION   |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice:<br><a href="https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf">https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf</a><br>Hearing on: May 23, 2018 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> <b>Notice not required under G.S.:</b><br>Adoption by Agency on: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br><input type="checkbox"/> Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |  |
| <b>9B. Explain: The purpose of this rulemaking is to readopt the Rule in accordance with G.S. 150B-21.3A "Periodic Review and Expiration of Existing Rules."</b>  |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br><b>Phone: 919-707-8614</b><br><b>E-Mail: Jennifer.Everett@ncdenr.gov</b><br><br><b>Additional agency contact, if any: Karen Higgins</b><br><b>Phone: 919-707-3630</b><br><b>E-Mail: Karen.Higgins@ncdenr.gov</b>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr style="border: 0; border-top: 1px solid black;"/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b><br><br><b>Typed Name: Jennifer Everett</b><br><b>Title: DEQ Rulemaking Coordinator</b>   |
| <b>RRC AND OAH USE ONLY</b>   |  |
| <b>Action taken:</b><br><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

## SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: NC Environmental Management Commission  |  |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 02H .0502 Filing Applications   |  |
| 3. Action:<br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN   |  |
| 4. Rule exempt from RRC review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | 5. Rule automatically subject to legislative review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| 6. Notice for Proposed Rule:<br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice:<br><a href="https://www.ncioah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf">https://www.ncioah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf</a><br>Hearing on: May 23, 2018 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |  |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1)<br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | 8. Fiscal impact. Check all that apply.<br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION   |  |
| 9A. What prompted this action? Check all that apply:<br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |  |
| 9B. Explain: The purpose of this rulemaking is to readopt the Rule in accordance with G.S. 150B-21.3A "Periodic Review and Expiration of Existing Rules."  |  |
| 10. Rulemaking Coordinator: Jennifer Everett<br><br>Phone: 919-707-8614<br>E-Mail: Jennifer.Everett@ncdenr.gov<br><br>Additional agency contact, if any: Karen Higgins<br>Phone: 919-707-3630<br>E-Mail: Karen.Higgins@ncdenr.gov  | 11. Signature of Agency Head* or Rule-making Coordinator:<br><br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| RRC AND OAH USE ONLY   |  |
| Action taken:<br><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

## SUBMISSION FOR PERMANENT RULE

|   |  |
|---|--|
| <b>1. Rule-Making Agency: NC Environmental Management Commission</b>  |  |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02H .0503 Public Notice and Public hearing</b>  |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO <b>N</b> <input type="checkbox"/> REPEAL through READOPTIO <b>N</b>   |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice:<br><a href="https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf">https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf</a><br>Hearing on: May 23, 2018 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> <b>Notice not required under G.S.:</b><br>Adoption by Agency on: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |  |
| <b>9B. Explain: The purpose of this rulemaking is to readopt the Rule in accordance with G.S. 150B-21.3A "Periodic Review and Expiration of Existing Rules."</b>  |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: 919-707-8614<br>E-Mail: Jennifer.Everett@ncdenr.gov<br><br>Additional agency contact, if any: Karen Higgins<br>Phone: 919-707-3630<br>E-Mail: Karen.Higgins@ncdenr.gov  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator  |
| <b>RRC AND OAH USE ONLY</b>   |  |
| <b>Action taken:</b><br><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

## SUBMISSION FOR PERMANENT RULE

|   |  |
|---|--|
| <b>1. Rule-Making Agency:</b> NC Environmental Management Commission  |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02H .0504 Hearing   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input checked="" type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION   |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice:<br><a href="https://www.ncsoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf">https://www.ncsoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf</a><br>Hearing on: May 23, 2018 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |  |
| <b>9B. Explain: The purpose of this rulemaking is to readopt the Rule in accordance with G.S. 150B-21.3A "Periodic Review and Expiration of Existing Rules."</b>  |  |
| <b>10. Rulemaking Coordinator:</b> Jennifer Everett<br><br>Phone: 919-707-8614<br>E-Mail: Jennifer.Everett@ncdenr.gov<br><br>Additional agency contact, if any: Karen Higgins<br>Phone: 919-707-3630<br>E-Mail: Karen.Higgins@ncdenr.gov  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr style="border: 0; border-top: 1px solid black; margin-bottom: 5px;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator  |
| <b>RRC AND OAH USE ONLY</b>   |  |
| <b>Action taken:</b><br><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

## SUBMISSION FOR PERMANENT RULE

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| <b>1. Rule-Making Agency: NC Environmental Management Commission</b>   |  |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02H .0507 Decision on Application for Certification</b>  |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION  |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice:<br><a href="https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf">https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf</a><br>Hearing on: May 23, 2018 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |  |
| <b>9B. Explain: The purpose of this rulemaking is to readopt the Rule in accordance with G.S. 150B-21.3A "Periodic Review and Expiration of Existing Rules."</b>   |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: 919-707-8614<br>E-Mail: Jennifer.Everett@ncdenr.gov<br><br>Additional agency contact, if any: Karen Higgins<br>Phone: 919-707-3630<br>E-Mail: Karen.Higgins@ncdenr.gov   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><br><hr style="border: 0; border-top: 1px solid black;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator  |
| <b>RRC AND OAH USE ONLY</b>  |  |
| <b>Action taken:</b><br><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

# SUBMISSION FOR PERMANENT RULE

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| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |  |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02H .0901 PURPOSE</b>  |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION  |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |  |
| <b>9B. Explain: Rules for the Local Pretreatment Programs were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>  |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br><b>Phone: (919) 707-8614</b><br><b>E-Mail: jennifer.everett@ncdenr.gov</b><br><br><b>Additional agency contact, if any: Deborah Gore</b><br><b>Phone: (919) 707-3624</b><br><b>E-Mail: deborah.gore@ncdenr.gov</b>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr style="width: 80%; margin-left: 0;"/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b><br><br><b>Typed Name: Jennifer Everett</b><br><b>Title: DEQ Rulemaking Coordinator</b>   |
| <b>RRC AND OAH USE ONLY</b>  |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

## SUBMISSION FOR PERMANENT RULE

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|---|--|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>   |  |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02H .0902 SCOPE</b>   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION   |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |  |
| <b>9B. Explain: Rules for the Local Pretreatment Programs were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>   |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br><b>Phone: (919) 707-8614</b><br><b>E-Mail: jennifer.everett@ncdenr.gov</b><br><br><b>Additional agency contact, if any: Deborah Gore</b><br><b>Phone: (919) 707-3624</b><br><b>E-Mail: deborah.gore@ncdenr.gov</b>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b><br><br><b>Typed Name: Jennifer Everett</b><br><b>Title: DEQ Rulemaking Coordinator</b>   |
| <b>RRC AND OAH USE ONLY</b>   |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

## SUBMISSION FOR PERMANENT RULE

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| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |  |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02H .0903 DEFINITION OF TERMS</b>  |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION  |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: _____ Adoption by Agency on: _____ |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on: _____<br>Consultation not required. Cite authority: _____<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br><input type="checkbox"/> Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |  |
| <b>9B. Explain: Rules for the Local Pretreatment Programs were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>  |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Deborah Gore<br>Phone: (919) 707-3624<br>E-Mail: <a href="mailto:deborah.gore@ncdenr.gov">deborah.gore@ncdenr.gov</a>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br>_____<br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>  |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

## SUBMISSION FOR PERMANENT RULE

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|---|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>   |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02H .0904 REQUIRED PRETREATMENT PROGRAMS</b>  |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br><input type="checkbox"/> Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |   |
| <b>9B. Explain: Rules for the Local Pretreatment Programs were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>   |   |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Deborah Gore<br>Phone: (919) 707-3624<br>E-Mail: <a href="mailto:deborah.gore@ncdenr.gov">deborah.gore@ncdenr.gov</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>   |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |



# SUBMISSION FOR PERMANENT RULE

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|---|--|
| <b>1. Rule-Making Agency:</b> Environmental Management Commission   |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02H .0906 SUBMISSION FOR PRETREATMENT PROGRAM APPROVAL  |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION   |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br><input type="checkbox"/> Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |  |
| <b>9B. Explain: Rules for the Local Pretreatment Programs were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>   |  |
| <b>10. Rulemaking Coordinator:</b> Jennifer Everett<br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Deborah Gore<br>Phone: (919) 707-3624<br>E-Mail: <a href="mailto:deborah.gore@ncdenr.gov">deborah.gore@ncdenr.gov</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator  |
| <b>RRC AND OAH USE ONLY</b>   |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

## SUBMISSION FOR PERMANENT RULE

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| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02H .0907 PROCEDURES FOR PRETREATMENT PROGRAM APPROVAL, REVISION AND WITHDRAWAL  |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION  |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |   |
| <b>9B. Explain:</b> Rules for the Local Pretreatment Programs were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.  |   |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br><b>Phone:</b> (919) 707-8614<br><b>E-Mail:</b> <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br><b>Additional agency contact, if any:</b> Deborah Gore<br><b>Phone:</b> (919) 707-3624<br><b>E-Mail:</b> <a href="mailto:deborah.gore@ncdenr.gov">deborah.gore@ncdenr.gov</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b><br><br><b>Typed Name:</b> Jennifer Everett<br><b>Title:</b> DEQ Rulemaking Coordinator  |
| <b>RRC AND OAH USE ONLY</b>  |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |   |

# SUBMISSION FOR PERMANENT RULE

|   |  |
|---|--|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>   |  |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02H .0908 REPORTING/RECORD KEEPING REQUIREMENTS FOR POTWS/INDUSTRIAL USERS</b>  |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION   |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br><input type="checkbox"/> Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |  |
| <b>9B. Explain: Rules for the Local Pretreatment Programs were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>   |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Deborah Gore<br>Phone: (919) 707-3624<br>E-Mail: <a href="mailto:deborah.gore@ncdenr.gov">deborah.gore@ncdenr.gov</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator  |
| <b>RRC AND OAH USE ONLY</b>   |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

## SUBMISSION FOR PERMANENT RULE

|  |   |
|--|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02H .0909 NATIONAL PRETREATMENT STANDARDS: PROHIBITED DISCHARGES</b>   |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION  |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |   |
| <b>9B. Explain: Rules for the Local Pretreatment Programs were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>  |   |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Deborah Gore<br>Phone: (919) 707-3624<br>E-Mail: <a href="mailto:deborah.gore@ncdenr.gov">deborah.gore@ncdenr.gov</a>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br>_____<br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator  |
| <b>RRC AND OAH USE ONLY</b>  |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |   |

## SUBMISSION FOR PERMANENT RULE

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|---|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>   |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02H .0910 NATIONAL PRETREATMENT STANDARDS: CATEGORICAL STANDARDS</b>  |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |   |
| <b>9B. Explain: Rules for the Local Pretreatment Programs were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>   |   |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Deborah Gore<br>Phone: (919) 707-3624<br>E-Mail: <a href="mailto:deborah.gore@ncdenr.gov">deborah.gore@ncdenr.gov</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>   |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

## SUBMISSION FOR PERMANENT RULE

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|---|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>   |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02H .0912 ADJUSTMENTS FOR FUNDAMENTALLY DIFFERENT FACTORS</b>   |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |   |
| <b>9B. Explain: Rules for the Local Pretreatment Programs were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>   |   |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Deborah Gore<br>Phone: (919) 707-3624<br>E-Mail: <a href="mailto:deborah.gore@ncdenr.gov">deborah.gore@ncdenr.gov</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br>_____<br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator  |
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| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

## SUBMISSION FOR PERMANENT RULE

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| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |  |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02H .0913 PUBLIC ACCESS TO INFORMATION</b>   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION  |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br><b>Notice of Text published on: May 1, 2018</b><br><b>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a></b><br><b>Hearing on: May 23 &amp; June 7, 2018</b><br><b>Adoption by Agency on: March 14, 2019</b><br><input type="checkbox"/> <b>Notice not required under G.S.:</b> |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |  |
| <b>9B. Explain: Rules for the Local Pretreatment Programs were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>  |  |
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| <b>RRC AND OAH USE ONLY</b>  |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

## SUBMISSION FOR PERMANENT RULE

|  |  |
|--|--|
| <b>1. Rule-Making Agency:</b> Environmental Management Commission  |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02H .0914 UPSET PROVISION  |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO <b>N</b> <input type="checkbox"/> REPEAL through READOPTIO <b>N</b>  |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
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| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |  |
| <b>9B. Explain:</b> Rules for the Local Pretreatment Programs were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.  |  |
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| <b>RRC AND OAH USE ONLY</b>  |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

## SUBMISSION FOR PERMANENT RULE

|  |   |
|--|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02H .0915 NET/GROSS CALCULATION</b>  |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN  |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br><input type="checkbox"/> Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |   |
| <b>9B. Explain: Rules for the Local Pretreatment Programs were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>  |   |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Deborah Gore<br>Phone: (919) 707-3624<br>E-Mail: <a href="mailto:deborah.gore@ncdenr.gov">deborah.gore@ncdenr.gov</a>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br>_____<br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator  |
| <b>RRC AND OAH USE ONLY</b>  |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |   |

## SUBMISSION FOR PERMANENT RULE

|   |   |
|---|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>   |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02H .0916 PRETREATMENT PERMITS</b>  |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |   |
| <b>9B. Explain: Rules for the Local Pretreatment Programs were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>   |   |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Deborah Gore<br>Phone: (919) 707-3624<br>E-Mail: <a href="mailto:deborah.gore@ncdenr.gov">deborah.gore@ncdenr.gov</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>   |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

## SUBMISSION FOR PERMANENT RULE

|  |   |
|--|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02H .0917 PRETREATMENT PERMIT SUBMISSION AND REVIEW</b>  |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN  |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |   |
| <b>9B. Explain: Rules for the Local Pretreatment Programs were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>  |   |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Deborah Gore<br>Phone: (919) 707-3624<br>E-Mail: <a href="mailto:deborah.gore@ncdenr.gov">deborah.gore@ncdenr.gov</a>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br>_____<br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator  |
| <b>RRC AND OAH USE ONLY</b>  |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |   |

## SUBMISSION FOR PERMANENT RULE

|   |  |
|---|--|
| <b>1. Rule-Making Agency:</b> Environmental Management Commission   |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02H .0918 LOCAL LAW   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION   |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |  |
| <b>9B. Explain:</b> Rules for the Local Pretreatment Programs were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.   |  |
| <b>10. Rulemaking Coordinator:</b> Jennifer Everett<br><br><b>Phone:</b> (919) 707-8614<br><b>E-Mail:</b> jennifer.everett@ncdenr.gov<br><br><b>Additional agency contact, if any:</b> Deborah Gore<br><b>Phone:</b> (919) 707-3624<br><b>E-Mail:</b> deborah.gore@ncdenr.gov   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b><br><br><b>Typed Name:</b> Jennifer Everett<br><b>Title:</b> DEQ Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>   |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

## SUBMISSION FOR PERMANENT RULE

|   |  |
|---|--|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>   |  |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02H .0919 BYPASS</b>  |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION   |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |  |
| <b>9B. Explain: Rules for the Local Pretreatment Programs were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>   |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br><b>Phone: (919) 707-8614</b><br><b>E-Mail: jennifer.everett@ncdenr.gov</b><br><br><b>Additional agency contact, if any: Deborah Gore</b><br><b>Phone: (919) 707-3624</b><br><b>E-Mail: deborah.gore@ncdenr.gov</b>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b><br><br><b>Typed Name: Jennifer Everett</b><br><b>Title: DEQ Rulemaking Coordinator</b>   |
| <b>RRC AND OAH USE ONLY</b>   |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

## SUBMISSION FOR PERMANENT RULE

|   |   |
|---|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>   |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02H .0920 PRETREATMENT FACILITY OPERATION AND MAINTENANCE</b>   |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input checked="" type="checkbox"/> REPEAL through READOPTION   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |   |
| <b>9B. Explain: Rules for the Local Pretreatment Programs were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The review determined that the requirements of the subject rule are no longer necessary to the program.</b>   |   |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Deborah Gore<br>Phone: (919) 707-3624<br>E-Mail: <a href="mailto:deborah.gore@ncdenr.gov">deborah.gore@ncdenr.gov</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>   |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

## SUBMISSION FOR PERMANENT RULE

|   |   |
|---|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>   |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02H .0921 REVISION TO REFLECT POTW REMOVAL OF POLLUTANT</b>   |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |   |
| Adoption by Agency on:  |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |   |
| <b>9B. Explain: Rules for the Local Pretreatment Programs were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>   |   |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Deborah Gore<br>Phone: (919) 707-3624<br>E-Mail: <a href="mailto:deborah.gore@ncdenr.gov">deborah.gore@ncdenr.gov</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>   |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

## SUBMISSION FOR PERMANENT RULE

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| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |  |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02H .0922 HEARINGS</b>   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION  |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: _____ Adoption by Agency on: _____ |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on: _____<br>Consultation not required. Cite authority: _____<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |  |
| <b>9B. Explain: Rules for the Local Pretreatment Programs were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>  |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br><b>Phone: (919) 707-8614</b><br><b>E-Mail: jennifer.everett@ncdenr.gov</b><br><br><b>Additional agency contact, if any: Deborah Gore</b><br><b>Phone: (919) 707-3624</b><br><b>E-Mail: deborah.gore@ncdenr.gov</b>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b><br><br><b>Typed Name: Jennifer Everett</b><br><b>Title: DEQ Rulemaking Coordinator</b>   |
| <b>RRC AND OAH USE ONLY</b>  |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

# SUBMISSION FOR PERMANENT RULE

|  |  |
|--|--|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02H .1201 <span style="float: right;">PURPOSE</span>   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION  |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |  |
| <b>9B. Explain: Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>  |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr style="border: 0; border-top: 1px solid black;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator  |
| <b>RRC AND OAH USE ONLY</b>  |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

FILED  
 6/14/19  
 DEQ

## SUBMISSION FOR PERMANENT RULE

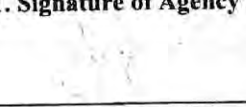
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|---|--|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>   |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02H .1202      DEFINITIONS  |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION   |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |  |
| <b>9B. Explain: Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>   |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><div style="border: 1px solid black; height: 40px; width: 100%;"></div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator  |
| <b>RRC AND OAH USE ONLY</b>   |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

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 03/20/2019  
 1:20  
 DEQ

## SUBMISSION FOR PERMANENT RULE

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| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02H .1203 PUBLIC NOTICE  |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION  |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |  |
| <b>9B. Explain:</b> Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.  |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr style="border: 0; border-top: 1px solid black; margin-bottom: 5px;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator  |
| <b>RRC AND OAH USE ONLY</b>  |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

## SUBMISSION FOR PERMANENT RULE

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| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02H .1204 <span style="float: right;">FINAL ACTION ON SPECIAL ORDERS BY CONSENT</span>   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN  |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notices</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: <span style="float: right;">Adoption by Agency on:</span> |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required   |
| <b>9. REASON FOR ACTION</b>  |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency <input type="checkbox"/> Legislation enacted by the General Assembly<br><input type="checkbox"/> Court order / cite: <input type="checkbox"/> Cite Session Law:<br><input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Other:   |  |
| <b>9B. Explain:</b> Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.  |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><div style="text-align: center; border-top: 1px solid black; width: 100px; margin: 0 auto;">  </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator |
| <b>RRC AND OAH USE ONLY</b>  |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

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 MAR 20 2019  
 DEQ

## SUBMISSION FOR PERMANENT RULE

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|--|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02H .1205 ACTION ON SPECIAL ORDERS ISSUED WITHOUT CONSENT</b>  |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN  |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |   |
| <b>9B. Explain: Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.</b>  |   |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: (919) 707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Additional agency contact, if any: Mike Templeton<br>Phone: (919) 707-3603<br>E-Mail: <a href="mailto:mike.templeton@ncdenr.gov">mike.templeton@ncdenr.gov</a>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>  |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |   |

## SUBMISSION FOR PERMANENT RULE

|   |  |
|---|--|
| <b>1. Rule-Making Agency:</b> Environmental Management Commission   |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02H .1206 WATER QUALITY SPECIAL ORDERS BY CONSENT   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO <b>N</b> <input type="checkbox"/> REPEAL through READOPTIO <b>N</b>   |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice">https://deq.nc.gov/about/divisions/water-resources/water-resources-permits/wastewater-branch/401-wetlands-buffer-permits/401-public-notice</a><br>Hearing on: May 23 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |  |
| <b>9B. Explain:</b> Rules for the NPDES permits program were reviewed per § 150B-21.3A, Periodic review and expiration of existing rules. The requirements of the subject rule were determined to be essential to an effective program.   |  |
| <b>10. Rulemaking Coordinator:</b> Jennifer Everett<br><br><b>Phone:</b> (919) 707-8614<br><b>E-Mail:</b> jennifer.everett@ncdenr.gov<br><br><b>Additional agency contact, if any:</b> Mike Templeton<br><b>Phone:</b> (919) 707-3603<br><b>E-Mail:</b> mike.templeton@ncdenr.gov   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b><br><br><b>Typed Name:</b> Jennifer Everett<br><b>Title:</b> DEQ Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>   |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

## SUBMISSION FOR PERMANENT RULE

|   |  |
|---|--|
| <b>1. Rule-Making Agency: NC Environmental Management Commission</b>  |  |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02H .1301 Scope and Purpose</b>   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO <b>N</b> <input type="checkbox"/> REPEAL through READOPTIO <b>N</b>   |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice:<br><a href="https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf">https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf</a><br>Hearing on: May 23, 2018 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> <b>Notice not required under G.S.:</b><br>Adoption by Agency on: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |  |
| <b>9B. Explain: The purpose of this rulemaking is to readopt the Rule in accordance with G.S. 150B-21.3A "Periodic Review and Expiration of Existing Rules."</b>  |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: 919-707-8614<br>E-Mail: Jennifer.Everett@ncdenr.gov<br><br>Additional agency contact, if any: Karen Higgins<br>Phone: 919-707-3630<br>E-Mail: Karen.Higgins@ncdenr.gov  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><div style="border: 1px solid black; height: 40px; width: 100%;"></div> <p style="font-size: small;">*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</p> Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator                                  |
| <b>RRC AND OAH USE ONLY</b>   |  |
| <b>Action taken:</b><br><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

## SUBMISSION FOR PERMANENT RULE

|   |  |
|---|--|
| <b>1. Rule-Making Agency: NC Environmental Management Commission</b>  |  |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02H .1302 Filing Applications</b>   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION   |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice:<br><a href="https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf">https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf</a><br>Hearing on: May 23, 2018 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> <b>Notice not required under G.S.:</b><br>Adoption by Agency on: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |  |
| <b>9B. Explain: The purpose of this rulemaking is to readopt the Rule in accordance with G.S. 150B-21.3A "Periodic Review and Expiration of Existing Rules."</b>  |  |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: 919-707-8614<br>E-Mail: Jennifer.Everett@ncdenr.gov<br><br>Additional agency contact, if any: Karen Higgins<br>Phone: 919-707-3630<br>E-Mail: Karen.Higgins@ncdenr.gov  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator  |
| <b>RRC AND OAH USE ONLY</b>   |  |
| <b>Action taken:</b><br><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

## SUBMISSION FOR PERMANENT RULE

|   |   |
|---|---|
| <b>1. Rule-Making Agency: NC Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02H .1303 Public Notice and Public Hearing</b>  |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice:<br><a href="https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf">https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf</a><br>Hearing on: May 23, 2018 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> <b>Notice not required under G.S.:</b><br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |   |
| <b>9B. Explain: The purpose of this rulemaking is to readopt the Rule in accordance with G.S. 150B-21.3A "Periodic Review and Expiration of Existing Rules."</b>  |   |
| <b>10. Rulemaking Coordinator: Jennifer Everett</b><br><br>Phone: 919-707-8614<br>E-Mail: Jennifer.Everett@ncdenr.gov<br><br>Additional agency contact, if any: Karen Higgins<br>Phone: 919-707-3630<br>E-Mail: Karen.Higgins@ncdenr.gov  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>   |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

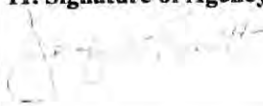
## SUBMISSION FOR PERMANENT RULE

|   |   |
|---|---|
| <b>1. Rule-Making Agency:</b> NC Environmental Management Commission  |   |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02H .1304 Decision on Application for Permits or Certificates of Coverage   |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: May 1, 2018<br>Link to Agency notice:<br><a href="https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf">https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf</a><br>Hearing on: May 23, 2018 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact ( $\geq$ \$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |   |
| <b>9B. Explain: The purpose of this rulemaking is to readopt the Rule in accordance with G.S. 150B-21.3A "Periodic Review and Expiration of Existing Rules."</b>  |   |
| <b>10. Rulemaking Coordinator:</b> Jennifer Everett<br><br>Phone: 919-707-8614<br>E-Mail: Jennifer.Everett@ncdenr.gov<br><br>Additional agency contact, if any: Karen Higgins<br>Phone: 919-707-3630<br>E-Mail: Karen.Higgins@ncdenr.gov  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: DEQ Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>   |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

## SUBMISSION FOR PERMANENT RULE

|  |  |
|--|--|
| <b>1. Rule-Making Agency:</b> NC Environmental Management Commission   |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02H .1306 Soil Series  |  |
| <b>3. Action:</b><br><input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIO <b>N</b> <input type="checkbox"/> REPEAL through READOPTIO <b>N</b>  |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: May 1, 2018<br>Link to Agency notice:<br><a href="https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf">https://www.ncoah.com/rules/register/Volume%2032%20Issue%2021%20May%201,%202018.pdf</a><br>Hearing on: May 23, 2018 & June 7, 2018<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |  |
| <b>9B. Explain: The purpose of this rulemaking is to adopt the Rule as part of a set of Rules being readopted in accordance with G.S. 150B-21.3A "Periodic Review and Expiration of Existing Rules."</b>   |  |
| <b>10. Rulemaking Coordinator:</b> Jennifer Everett<br><br><b>Phone:</b> 919-707-8614<br><b>E-Mail:</b> Jennifer.Everett@ncdenr.gov<br><br><b>Additional agency contact, if any:</b> Karen Higgins<br><b>Phone:</b> 919-707-3630<br><b>E-Mail:</b> Karen.Higgins@ncdenr.gov  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b><br><br><b>Typed Name:</b> Jennifer Everett<br><b>Title:</b> DEQ Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>  |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

## SUBMISSION FOR PERMANENT RULE

|  |   |
|--|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02L .0401 PURPOSE AND SCOPE</b>  |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: December 17, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a><br>Hearing on: January 8, 2019<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> <b>Notice not required under G.S.:</b><br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact (check all that apply):</b><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |   |
| <b>9B. Explain: The 15A NCAC 02L .0400 Risk-Based Assessment and Corrective Action for Petroleum Underground Storage Tanks rules are readopted as required by G.S. 150B-21.3A. Amendments to the rule correct grammar and clarify ambiguous language.</b>  |   |
| <b>10. Rule-making Coordinator: Jennifer Everett</b><br>Address: 1601 Mail Service Center<br>Raleigh, NC 27699-1601<br>Phone: 919-707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Agency Contact, if any: Jeremy Poplawski<br>Phone: 919-707-8151<br>E-Mail: <a href="mailto:jeremy.poplawski@ncdenr.gov">jeremy.poplawski@ncdenr.gov</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>  |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |   |

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 OFFICE OF AGENCY HEARINGS

## SUBMISSION FOR PERMANENT RULE

|  |   |
|--|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02L .0402 DEFINITIONS</b>  |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO <b>N</b>   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: December 17, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a><br>Hearing on: January 8, 2019<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> <b>Notice not required under G.S.:</b><br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact (check all that apply):</b><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |   |
| <b>9B. Explain: The 15A NCAC 02L .0400 Risk-Based Assessment and Corrective Action for Petroleum Underground Storage Tanks rules are readopted as required by G.S. 150B-21.3A. Amendments to the rule correct grammar.</b>   |   |
| <b>10. Rule-making Coordinator: Jennifer Everett</b><br>Address: 1601 Mail Service Center<br>Raleigh, NC 27699-1601<br>Phone: 919-707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Agency Contact, if any: Jeremy Poplawski<br>Phone: 919-707-8151<br>E-Mail: <a href="mailto:jeremy.poplawski@ncdenr.gov">jeremy.poplawski@ncdenr.gov</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>  |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |   |

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## SUBMISSION FOR PERMANENT RULE

|  |   |
|--|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02L .0403 RULE APPLICATION</b>   |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: December 17, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a><br>Hearing on: January 8, 2019<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> <b>Notice not required under G.S.:</b><br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact (check all that apply):</b><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |   |
| <b>9B. Explain: The 15A NCAC 02L .0400 Risk-Based Assessment and Corrective Action for Petroleum Underground Storage Tanks rules are readopted as required by G.S. 150B-21.3A. Amendments to the rule correct grammar and clarify ambiguous language.</b>  |   |
| <b>10. Rule-making Coordinator: Jennifer Everett</b><br>Address: 1601 Mail Service Center<br>Raleigh, NC 27699-1601<br>Phone: 919-707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Agency Contact, if any: Jeremy Poplawski<br>Phone: 919-707-8151<br>E-Mail: <a href="mailto:jeremy.poplawski@ncdenr.gov">jeremy.poplawski@ncdenr.gov</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>  |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |   |

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## SUBMISSION FOR PERMANENT RULE

|  |   |
|--|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02L .0404 REQUIRED INITIAL ABATEMENT ACTIONS BY RESPONSIBLE PARTY</b>  |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: December 17, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a><br>Hearing on: January 8, 2019<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> <b>Notice not required under G.S.:</b><br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact (check all that apply):</b><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br><input type="checkbox"/> Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:                             |   |
| <b>9B. Explain: The 15A NCAC 02L .0400 Risk-Based Assessment and Corrective Action for Petroleum Underground Storage Tanks rules are readopted pursuant to G.S. 150B-21.3A. Amendments to the rule correct grammar, clarify ambiguous language, conform to changes made to G.S. 143- 215.94 and, replace current temporary rules required by SL 2017-57 Section 13.19 as required to implement SL 2015-241 Section 14.16B.</b>   |   |
| <b>10. Rule-making Coordinator: Jennifer Everett</b><br>Address: 1601 Mail Service Center<br>Raleigh, NC 27699-1601<br>Phone: 919-707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Agency Contact, if any: Jeremy Poplawski<br>Phone: 919-707-8151<br>E-Mail: <a href="mailto:jeremy.poplawski@ncdenr.gov">jeremy.poplawski@ncdenr.gov</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>  |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |   |

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## SUBMISSION FOR PERMANENT RULE

|  |   |
|--|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02L .0405 REQUIREMENTS FOR LIMITED SITE ASSESSMENT</b>   |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: December 17, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a><br>Hearing on: January 8, 2019<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> <b>Notice not required under G.S.:</b><br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact (check all that apply):</b><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br><input type="checkbox"/> Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:                             |   |
| <b>9B. Explain: The 15A NCAC 02L .0400 Risk-Based Assessment and Corrective Action for Petroleum Underground Storage Tanks rules are readopted pursuant to G.S. 150B-21.3A. Amendments to the rule correct grammar and formatting, clarify ambiguous language, conform to changes made to G.S. 143- 215.94 and, replace current temporary rules required by SL 2017-57 Section 13.19 as required to implement SL 2015-241 Section 14.16B.</b>  |   |
| <b>10. Rule-making Coordinator: Jennifer Everett</b><br>Address: 1601 Mail Service Center<br>Raleigh, NC 27699-1601<br>Phone: 919-707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br><b>Agency Contact, if any: Jeremy Poplawski</b><br>Phone: 919-707-8151<br>E-Mail: <a href="mailto:jeremy.poplawski@ncdenr.gov">jeremy.poplawski@ncdenr.gov</a>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>  |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |   |

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## SUBMISSION FOR PERMANENT RULE

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|---|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>   |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02L .0406 DISCHARGE OR RELEASE CLASSIFICATIONS</b>  |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption  |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: December 17, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a><br>Hearing on: January 8, 2019<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact (check all that apply):</b><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |   |
| <b>9B. Explain: The 15A NCAC 02L .0400 Risk-Based Assessment and Corrective Action for Petroleum Underground Storage Tanks rules are readopted pursuant to G.S. 150B-21.3A. Amendments to the rule correct grammar and formatting, clarify ambiguous language, conform to changes made to G.S. 143- 215.94 and, replace current temporary rules required by SL 2017-57 Section 13.19 as required to implement SL 2015-241 Section 14.16B.</b>   |   |
| <b>10. Rule-making Coordinator: Jennifer Everett</b><br>Address: 1601 Mail Service Center<br>Raleigh, NC 27699-1601<br>Phone: 919-707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Agency Contact, if any: Jeremy Poplawski<br>Phone: 919-707-8151<br>E-Mail: <a href="mailto:jeremy.poplawski@ncdenr.gov">jeremy.poplawski@ncdenr.gov</a>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: Rulemaking Coordinator   |
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| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

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## SUBMISSION FOR PERMANENT RULE

|  |   |
|--|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02L .0408 ASSESSMENT AND REMEDIATION PROCEDURES</b>  |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: December 17, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a><br>Hearing on: January 8, 2019<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> <b>Notice not required under G.S.:</b><br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact (check all that apply):</b><br><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br><input type="checkbox"/> Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:                             |   |
| <b>9B. Explain: The 15A NCAC 02L .0400 Risk-Based Assessment and Corrective Action for Petroleum Underground Storage Tanks rules are readopted pursuant to G.S. 150B-21.3A. Amendments to the rule correct grammar and formatting, clarify ambiguous language, conform to changes made to G.S. 143- 215.94 and, replace current temporary rules required by SL 2017-57 Section 13.19 as required to implement SL 2015-241 Section 14.16B.</b>  |   |
| <b>10. Rule-making Coordinator: Jennifer Everett</b><br>Address: 1601 Mail Service Center<br>Raleigh, NC 27699-1601<br>Phone: 919-707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Agency Contact, if any: Jeremy Poplawski<br>Phone: 919-707-8151<br>E-Mail: <a href="mailto:jeremy.poplawski@ncdenr.gov">jeremy.poplawski@ncdenr.gov</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>  |   |
| <b>Action taken:</b><br><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |   |

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## SUBMISSION FOR PERMANENT RULE

|   |   |
|---|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>   |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02L .0409 NOTIFICATION REQUIREMENTS</b>   |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO <b>N</b>  |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: December 17, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a><br>Hearing on: January 8, 2019<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact (check all that apply):</b><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
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| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |   |
| <b>9B. Explain: The 15A NCAC 02L .0400 Risk-Based Assessment and Corrective Action for Petroleum Underground Storage Tanks rules are readopted pursuant to G.S. 150B-21.3A. Amendments to the rule correct grammar and formatting, clarify ambiguous language, conform to changes made to G.S. 143- 215.94 and, replace current temporary rules required by SL 2017-57 Section 13.19 as required to implement SL 2015-241 Section 14.16B.</b>   |   |
| <b>10. Rule-making Coordinator: Jennifer Everett</b><br>Address: 1601 Mail Service Center<br>Raleigh, NC 27699-1601<br>Phone: 919-707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Agency Contact, if any: Jeremy Poplawski<br>Phone: 919-707-8151<br>E-Mail: <a href="mailto:jeremy.poplawski@ncdenr.gov">jeremy.poplawski@ncdenr.gov</a>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br>_____<br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: Rulemaking Coordinator  |
| <b>RRC AND OAH USE ONLY</b>   |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

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## SUBMISSION FOR PERMANENT RULE

|   |   |
|---|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>   |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02L .0410 DEPARTMENTAL LISTING OF DISCHARGES OR RELEASES</b>  |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO <b>N</b>  |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: December 17, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a><br>Hearing on: January 8, 2019<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact (check all that apply):</b><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |   |
| <b>9B. Explain: The 15A NCAC 02L .0400 Risk-Based Assessment and Corrective Action for Petroleum Underground Storage Tanks rules are readopted as required by G.S. 150B-21.3A. Amendments to the rule correct grammar and clarify ambiguous language.</b>   |   |
| <b>10. Rule-making Coordinator: Jennifer Everett</b><br>Address: 1601 Mail Service Center<br>Raleigh, NC 27699-1601<br>Phone: 919-707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Agency Contact, if any: Jeremy Poplawski<br>Phone: 919-707-8151<br>E-Mail: <a href="mailto:jeremy.poplawski@ncdenr.gov">jeremy.poplawski@ncdenr.gov</a>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>   |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

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 2019 MAR 14 PM 4:07  
 OFFICE OF ADMINISTRATIVE HEARINGS

## SUBMISSION FOR PERMANENT RULE

|   |   |
|---|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>   |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02L .0411 ESTABLISHING MAXIMUM SOIL CONTAMINATION CONCENTRATIONS</b>  |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO <b>N</b>  |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: December 17, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a><br>Hearing on: January 8, 2019<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact (check all that apply):</b><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |   |
| <b>9B. Explain: The 15A NCAC 02L .0400 Risk-Based Assessment and Corrective Action for Petroleum Underground Storage Tanks rules are readopted as required by G.S. 150B-21.3A. Amendments to the rule correct grammar and formatting, update references, and clarify ambiguous language.</b>  |   |
| <b>10. Rule-making Coordinator: Jennifer Everett</b><br>Address: 1601 Mail Service Center<br>Raleigh, NC 27699-1601<br>Phone: 919-707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Agency Contact, if any: Jeremy Poplawski<br>Phone: 919-707-8151<br>E-Mail: <a href="mailto:jeremy.poplawski@ncdenr.gov">jeremy.poplawski@ncdenr.gov</a>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br>_____<br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: Rulemaking Coordinator  |
| <b>RRC AND OAH USE ONLY</b>   |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

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 OFFICE OF NEW MEDIA SERVICES



## SUBMISSION FOR PERMANENT RULE

|  |   |
|--|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02L .0413 ANALYTICAL PROCEDURES FOR GROUNDWATER SAMPLES</b>  |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: December 17, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a><br>Hearing on: January 8, 2019<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> <b>Notice not required under G.S.:</b><br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact (check all that apply):</b><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |   |
| <b>9B. Explain: The 15A NCAC 02L .0400 Risk-Based Assessment and Corrective Action for Petroleum Underground Storage Tanks rules are readopted as required by G.S. 150B-21.3A. Amendments to the rule correct grammar, update laboratory methods, and clarify ambiguous language.</b>  |   |
| <b>10. Rule-making Coordinator: Jennifer Everett</b><br>Address: 1601 Mail Service Center<br>Raleigh, NC 27699-1601<br>Phone: 919-707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Agency Contact, if any: Jeremy Poplawski<br>Phone: 919-707-8151<br>E-Mail: <a href="mailto:jeremy.poplawski@ncdenr.gov">jeremy.poplawski@ncdenr.gov</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>  |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |   |

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 OFFICE OF ADMINISTRATIVE SERVICES

## SUBMISSION FOR PERMANENT RULE

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| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02L .0414 REQUIRED LABORATORY CERTIFICATION</b>  |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: December 17, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a><br>Hearing on: January 8, 2019<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact (check all that apply):</b><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |   |
| <b>9B. Explain: The 15A NCAC 02L .0400 Risk-Based Assessment and Corrective Action for Petroleum Underground Storage Tanks rules are readopted as required by G.S. 150B-21.3A. Amendments to the rule correct grammar and update a reference due to a change in a Division's name.</b>   |   |
| <b>10. Rule-making Coordinator: Jennifer Everett</b><br>Address: 1601 Mail Service Center<br>Raleigh, NC 27699-1601<br>Phone: 919-707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Agency Contact, if any: Jeremy Poplawski<br>Phone: 919-707-8151<br>E-Mail: <a href="mailto:jeremy.poplawski@ncdenr.gov">jeremy.poplawski@ncdenr.gov</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>  |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |   |

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## SUBMISSION FOR PERMANENT RULE

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|--|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02L .0415 DISCHARGES OR RELEASES FROM OTHER SOURCES</b>  |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: December 17, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a><br>Hearing on: January 8, 2019<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> <b>Notice not required under G.S.:</b><br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact (check all that apply):</b><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br><input type="checkbox"/> Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:                             |   |
| <b>9B. Explain: The 15A NCAC 02L .0400 Risk-Based Assessment and Corrective Action for Petroleum Underground Storage Tanks rules are readopted as required by G.S. 150B-21.3A. No amendments were made to the rule.</b>  |   |
| <b>10. Rule-making Coordinator: Jennifer Everett</b><br>Address: 1601 Mail Service Center<br>Raleigh, NC 27699-1601<br>Phone: 919-707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Agency Contact, if any: Jeremy Poplawski<br>Phone: 919-707-8151<br>E-Mail: <a href="mailto:jeremy.poplawski@ncdenr.gov">jeremy.poplawski@ncdenr.gov</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><br><br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>  |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |   |

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# SUBMISSION FOR PERMANENT RULE

|   |   |
|---|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>   |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02L .0501 PURPOSE AND SCOPE</b>   |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO <b>N</b>  |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: December 17, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a><br>Hearing on: January 8, 2019<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact (check all that apply):</b><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |   |
| <b>9B. Explain: The 15A NCAC 02L .0500 Risk-Based Assessment and Corrective Action for Petroleum Releases from Aboveground Storage Tanks and Sources rules are readopted as required by G.S. 150B-21.3A. Amendments to the rule correct grammar.</b>  |   |
| <b>10. Rule-making Coordinator: Jennifer Everett</b><br>Address: 1601 Mail Service Center<br>Raleigh, NC 27699-1601<br>Phone: 919-707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Agency Contact, if any: Jeremy Poplawski<br>Phone: 919-707-8151<br>E-Mail: <a href="mailto:jeremy.poplawski@ncdenr.gov">jeremy.poplawski@ncdenr.gov</a>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>   |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

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 OFFICE OF APPELLATE AFFAIRS

## SUBMISSION FOR PERMANENT RULE

|   |   |
|---|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>   |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02L .0502 DEFINITIONS</b>   |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO <b>N</b>  |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: December 17, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a><br>Hearing on: January 8, 2019<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact (check all that apply):</b><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |   |
| <b>9B. Explain: The 15A NCAC 02L .0500 Risk-Based Assessment and Corrective Action for Petroleum Releases from Aboveground Storage Tanks and Sources rules are readopted as required by G.S. 150B-21.3A. Amendments to the rule correct grammar and erroneous language.</b>   |   |
| <b>10. Rule-making Coordinator: Jennifer Everett</b><br>Address: 1601 Mail Service Center<br>Raleigh, NC 27699-1601<br>Phone: 919-707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Agency Contact, if any: Jeremy Poplawski<br>Phone: 919-707-8151<br>E-Mail: <a href="mailto:jeremy.poplawski@ncdenr.gov">jeremy.poplawski@ncdenr.gov</a>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br>_____<br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: Rulemaking Coordinator  |
| <b>RRC AND OAH USE ONLY</b>   |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

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## SUBMISSION FOR PERMANENT RULE

|  |   |
|--|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02L .0503 RULE APPLICATION</b>   |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: December 17, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a><br>Hearing on: January 8, 2019<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> <b>Notice not required under G.S.:</b><br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact (check all that apply):</b><br><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br><input type="checkbox"/> Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:                             |   |
| <b>9B. Explain: The 15A NCAC 02L .0500 Risk-Based Assessment and Corrective Action for Petroleum Releases from Aboveground Storage Tanks and Sources rules are readopted as required by G.S. 150B-21.3A. Amendments to the rule correct grammar and clarify ambiguous language.</b>  |   |
| <b>10. Rule-making Coordinator: Jennifer Everett</b><br>Address: 1601 Mail Service Center<br>Raleigh, NC 27699-1601<br>Phone: 919-707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Agency Contact, if any: Jeremy Poplawski<br>Phone: 919-707-8151<br>E-Mail: <a href="mailto:jeremy.poplawski@ncdenr.gov">jeremy.poplawski@ncdenr.gov</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr style="width: 80%; margin-left: 0;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>  |   |
| <b>Action taken:</b><br><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |   |

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## SUBMISSION FOR PERMANENT RULE

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| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02L .0504 REQUIRED INITIAL RESPONSE AND ABATEMENT ACTIONS BY RESPONSIBLE PARTY</b>   |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: December 17, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a><br>Hearing on: January 8, 2019<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> <b>Notice not required under G.S.:</b><br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact (check all that apply):</b><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br><input type="checkbox"/> Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:                             |   |
| <b>9B. Explain: The 15A NCAC 02L .0500 Risk-Based Assessment and Corrective Action for Petroleum Releases from Aboveground Storage Tanks and Sources rules are readopted as required by G.S. 150B-21.3A. Amendments to the rule correct grammar and formatting, and clarify ambiguous language.</b>  |   |
| <b>10. Rule-making Coordinator: Jennifer Everett</b><br>Address: 1601 Mail Service Center<br>Raleigh, NC 27699-1601<br>Phone: 919-707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Agency Contact, if any: Jeremy Poplawski<br>Phone: 919-707-8151<br>E-Mail: <a href="mailto:jeremy.poplawski@ncdenr.gov">jeremy.poplawski@ncdenr.gov</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: Rulemaking Coordinator  |
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| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |   |

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## SUBMISSION FOR PERMANENT RULE

|   |   |
|---|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>   |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02L .0505 REQUIREMENTS FOR LIMITED SITE ASSESSMENT</b>  |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO <b>N</b>  |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: December 17, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a><br>Hearing on: January 8, 2019<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact (check all that apply):</b><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |   |
| <b>9B. Explain: The 15A NCAC 02L .0500 Risk-Based Assessment and Corrective Action for Petroleum Releases from Aboveground Storage Tanks and Sources rules are readopted as required by G.S. 150B-21.3A. Amendments to the rule correct grammar and formatting.</b>   |   |
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| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

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# SUBMISSION FOR PERMANENT RULE

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| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02L .0506 DISCHARGE OR RELEASE CLASSIFICATIONS</b>   |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: December 17, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a><br>Hearing on: January 8, 2019<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> <b>Notice not required under G.S.:</b><br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact (check all that apply):</b><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |   |
| <b>9B. Explain: The 15A NCAC 02L .0500 Risk-Based Assessment and Corrective Action for Petroleum Releases from Aboveground Storage Tanks and Sources rules are readopted as required by G.S. 150B-21.3A. Amendments to the rules correct grammar and clarify ambiguous language.</b>   |   |
| <b>10. Rule-making Coordinator: Jennifer Everett</b><br>Address: 1601 Mail Service Center<br>Raleigh, NC 27699-1601<br>Phone: 919-707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Agency Contact, if any: Jeremy Poplawski<br>Phone: 919-707-8151<br>E-Mail: <a href="mailto:jeremy.poplawski@ncdenr.gov">jeremy.poplawski@ncdenr.gov</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: Rulemaking Coordinator   |
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## SUBMISSION FOR PERMANENT RULE

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|---|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>   |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02L .0507 RECLASSIFICATION OF RISK LEVELS</b>   |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO <b>N</b>  |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: December 17, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a><br>Hearing on: January 8, 2019<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact (check all that apply):</b><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |   |
| <b>9B. Explain: The 15A NCAC 02L .0500 Risk-Based Assessment and Corrective Action for Petroleum Releases from Aboveground Storage Tanks and Sources rules are readopted as required by G.S. 150B-21.3A. Amendments to the rule correct grammar and formatting, and clarify ambiguous language.</b>   |   |
| <b>10. Rule-making Coordinator: Jennifer Everett</b><br>Address: 1601 Mail Service Center<br>Raleigh, NC 27699-1601<br>Phone: 919-707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Agency Contact, if any: Jeremy Poplawski<br>Phone: 919-707-8151<br>E-Mail: <a href="mailto:jeremy.poplawski@ncdenr.gov">jeremy.poplawski@ncdenr.gov</a>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>   |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

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 DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

## SUBMISSION FOR PERMANENT RULE

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|---|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>   |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02L .0508 ASSESSMENT AND REMEDIATION PROCEDURES</b>   |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO <b>N</b>  |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
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## SUBMISSION FOR PERMANENT RULE

|   |   |
|---|---|
| 1. Rule-Making Agency: Environmental Management Commission  |   |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 02L .0509 NOTIFICATION REQUIREMENTS  |   |
| 3. Action:<br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION   |   |
| 4. Rule exempt from RRC review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | 5. Rule automatically subject to legislative review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
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| 9B. Explain: The 15A NCAC 02L .0500 Risk-Based Assessment and Corrective Action for Petroleum Releases from Aboveground Storage Tanks and Sources rules are readopted as required by G.S. 150B-21.3A. Amendments to the rule correct grammar.   |   |
| 10. Rule-making Coordinator: Jennifer Everett<br>Address: 1601 Mail Service Center<br>Raleigh, NC 27699-1601<br>Phone: 919-707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Agency Contact, if any: Jeremy Poplawski<br>Phone: 919-707-8151<br>E-Mail: <a href="mailto:jeremy.poplawski@ncdenr.gov">jeremy.poplawski@ncdenr.gov</a>  | 11. Signature of Agency Head* or Rule-making Coordinator:<br><br><br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: Rulemaking Coordinator  |
| <b>RRC AND OAH USE ONLY</b>   |   |
| Action taken:<br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |   |

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 OFFICE OF AGENCY HEADQUARTERS

## SUBMISSION FOR PERMANENT RULE

|   |   |
|---|---|
| <b>1. Rule-Making Agency:</b> Environmental Management Commission   |   |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 02L .0510 DEPARTMENTAL LISTING OF DISCHARGES OR RELEASES  |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO <b>N</b>  |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: December 17, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a><br>Hearing on: January 8, 2019<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact (check all that apply):</b><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |   |
| <b>9B. Explain:</b> The 15A NCAC 02L .0500 Risk-Based Assessment and Corrective Action for Petroleum Releases from Aboveground Storage Tanks and Sources rules are readopted as required by G.S. 150B-21.3A. Amendments to the rule clarify ambiguous language.   |   |
| <b>10. Rule-making Coordinator:</b> Jennifer Everett<br>Address: 1601 Mail Service Center<br>Raleigh, NC 27699-1601<br>Phone: 919-707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Agency Contact, if any: Jeremy Poplawski<br>Phone: 919-707-8151<br>E-Mail: <a href="mailto:jeremy.poplawski@ncdenr.gov">jeremy.poplawski@ncdenr.gov</a>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>   |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

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## SUBMISSION FOR PERMANENT RULE

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| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02L .0511 ESTABLISHING MAXIMUM SOIL CONTAMINATION CONCENTRATIONS</b>   |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: December 17, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a><br>Hearing on: January 8, 2019<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact (check all that apply):</b><br><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |   |
| <b>9B. Explain: The 15A NCAC 02L .0500 Risk-Based Assessment and Corrective Action for Petroleum Releases from Aboveground Storage Tanks and Sources rules are readopted as required by G.S. 150B-21.3A. The amendment to the rule corrects grammar.</b>   |   |
| <b>10. Rule-making Coordinator: Jennifer Everett</b><br>Address: 1601 Mail Service Center<br>Raleigh, NC 27699-1601<br>Phone: 919-707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Agency Contact, if any: Jeremy Poplawski<br>Phone: 919-707-8151<br>E-Mail: <a href="mailto:jeremy.poplawski@ncdenr.gov">jeremy.poplawski@ncdenr.gov</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br>_____<br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: Rulemaking Coordinator  |
| <b>RRC AND OAH USE ONLY</b>  |   |
| <b>Action taken:</b><br><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |   |

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 OFFICE OF ADMINISTRATIVE SERVICES

## SUBMISSION FOR PERMANENT RULE

|  |   |
|--|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02L .0512 ANALYTICAL PROCEDURES FOR SOIL SAMPLES</b>   |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: December 17, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a><br>Hearing on: January 8, 2019<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> <b>Notice not required under G.S.:</b><br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact (check all that apply):</b><br><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br><input type="checkbox"/> Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:                             |   |
| <b>9B. Explain: The 15A NCAC 02L .0500 Risk-Based Assessment and Corrective Action for Petroleum Releases from Aboveground Storage Tanks and Sources rules are readopted as required by G.S. 150B-21.3A. The amendment to the rule corrects grammar.</b>   |   |
| <b>10. Rule-making Coordinator: Jennifer Everett</b><br>Address: 1601 Mail Service Center<br>Raleigh, NC 27699-1601<br>Phone: 919-707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Agency Contact, if any: Jeremy Poplawski<br>Phone: 919-707-8151<br>E-Mail: <a href="mailto:jeremy.poplawski@ncdenr.gov">jeremy.poplawski@ncdenr.gov</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br>_____<br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: Rulemaking Coordinator  |
| <b>RRC AND OAH USE ONLY</b>  |   |
| <b>Action taken:</b><br><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |   |

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## SUBMISSION FOR PERMANENT RULE

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|--|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02L .0513 ANALYTICAL PROCEDURES FOR GROUNDWATER SAMPLES</b>  |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: December 17, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a><br>Hearing on: January 8, 2019<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> <b>Notice not required under G.S.:</b><br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact (check all that apply):</b><br><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |   |
| <b>9B. Explain: The 15A NCAC 02L .0500 Risk-Based Assessment and Corrective Action for Petroleum Releases from Aboveground Storage Tanks and Sources rules are readopted as required by G.S. 150B-21.3A. The amendment to the rule corrects grammar.</b>   |   |
| <b>10. Rule-making Coordinator: Jennifer Everett</b><br>Address: 1601 Mail Service Center<br>Raleigh, NC 27699-1601<br>Phone: 919-707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Agency Contact, if any: Jeremy Poplawski<br>Phone: 919-707-8151<br>E-Mail: <a href="mailto:jeremy.poplawski@ncdenr.gov">jeremy.poplawski@ncdenr.gov</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>  |   |
| <b>Action taken:</b><br><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |   |

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## SUBMISSION FOR PERMANENT RULE

|  |   |
|--|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>  |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02L .0514 REQUIRED LABORATORY CERTIFICATION</b>  |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTON  |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: December 17, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a><br>Hearing on: January 8, 2019<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact (check all that apply):</b><br><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |   |
| <b>9B. Explain: The 15A NCAC 02L .0500 Risk-Based Assessment and Corrective Action for Petroleum Releases from Aboveground Storage Tanks and Sources rules are readopted as required by G.S. 150B-21.3A. The amendment to the rule corrects grammar.</b>   |   |
| <b>10. Rule-making Coordinator: Jennifer Everett</b><br>Address: 1601 Mail Service Center<br>Raleigh, NC 27699-1601<br>Phone: 919-707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Agency Contact, if any: Jeremy Poplawski<br>Phone: 919-707-8151<br>E-Mail: <a href="mailto:jeremy.poplawski@ncdenr.gov">jeremy.poplawski@ncdenr.gov</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>  |   |
| <b>Action taken:</b><br><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |   |

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 OFFICE OF ADMIN HEARINGS

## SUBMISSION FOR PERMANENT RULE

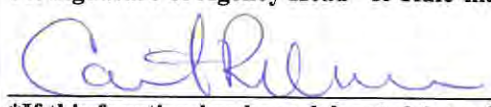
|   |   |
|---|---|
| <b>1. Rule-Making Agency: Environmental Management Commission</b>   |   |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 02L .0515 DISCHARGES OR RELEASES FROM OTHER SOURCES</b>   |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO <b>N</b>  |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: December 17, 2018<br>Link to Agency notice: <a href="https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main">https://deq.nc.gov/permits-regulations/rules-regulations/proposed-main</a><br>Hearing on: January 8, 2019<br>Adoption by Agency on: March 14, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact (check all that apply):</b><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |   |
| <b>9B. Explain: The 15A NCAC 02L .0500 Risk-Based Assessment and Corrective Action for Petroleum Releases from Aboveground Storage Tanks and Sources rules are readopted as required by G.S. 150B-21.3A. No amendments were made to the rule.</b>   |   |
| <b>10. Rule-making Coordinator: Jennifer Everett</b><br>Address: 1601 Mail Service Center<br>Raleigh, NC 27699-1601<br>Phone: 919-707-8614<br>E-Mail: <a href="mailto:jennifer.everett@ncdenr.gov">jennifer.everett@ncdenr.gov</a><br><br>Agency Contact, if any: Jeremy Poplawski<br>Phone: 919-707-8151<br>E-Mail: <a href="mailto:jeremy.poplawski@ncdenr.gov">jeremy.poplawski@ncdenr.gov</a>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Jennifer Everett<br>Title: Rulemaking Coordinator   |
| <b>RRC AND OAH USE ONLY</b>   |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

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 OFFICE OF ADMIN HEARINGS

# SUBMISSION FOR PERMANENT RULE

March 5, 2019

ORIGINAL

|   |  |
|---|--|
| 1. Rule-Making Agency: <b>North Carolina Wildlife Resources Commission</b>  |  |
| 2. Rule citation & name (name not required for repeal): <b>15A NCAC 10A .1001 PARTICULAR OFFENSES</b>   |  |
| 3. Action:<br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO <b>N</b>   |  |
| 4. Rule exempt from RRC review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | 5. Rule automatically subject to legislative review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| 6. Notice for Proposed Rule:<br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: <b>December 3, 2018</b><br>Link to Agency notice: <a href="http://www.ncwildlife.org/Proposed-Regulations">http://www.ncwildlife.org/Proposed-Regulations</a><br>Hearing on: January 8, 2019 at Bladen Community College, Dublin, N.C.<br>January 9, 2019 at Old Alamance County Courthouse, Graham, N.C.; January 10, 2019 at Stanly County Agri-Civic Center, Albemarle, NC; January 22, 2019 at Chowan Public Safety Center, Edenton, NC; January 23, 2019 at Craven Community College, New Bern, N.C.; January 24, 2019 at Nash Community College, Rocky Mount, N.C.; February 15, 2019 at Haywood Community College, Clyde, N.C.; February 17, 2019 at Elkin High School, Elkin N.C.; February 16, 2019 at Western Piedmont Community College, Morganton, NC<br>Adoption by Agency on: <b>February 21, 2019</b><br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |  |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1)<br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | 8. Fiscal impact (check all that apply):<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |  |
| 9A. What prompted this action? Check all that apply:<br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input checked="" type="checkbox"/> Other: <b>G.S. 150B-21.3A</b>  |  |
| 9B. Explain: Every year the WRC adjusts the regulation of hunting, trapping, fishing, and land use through rule-making. Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing rules, all rules are reviewed at least every 10 years or they expire. This rule was determined to be "Necessary with substantive public interest," and is required to be readopted.   |  |
| 10. Rule-making Coordinator: <b>Carrie Ruhlman</b><br>Address: <b>1701 Mail Service Center, NCWRC</b><br><b>Raleigh, NC 27699-1701</b><br><br>Phone: <b>919-707-0011</b><br>E-Mail: <a href="mailto:carrie.ruhlman@ncwildlife.org">carrie.ruhlman@ncwildlife.org</a><br><br>Agency Contact, if any: <b>Michael Smallwood</b><br>Phone: <b>919-707-0014</b><br>E-Mail: <a href="mailto:Michael.smallwood@ncwildlife.org">Michael.smallwood@ncwildlife.org</a>  | 11. Signature of Agency Head* or Rule-making Coordinator:<br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: <b>Carrie Ruhlman</b><br>Title: <b>Rule-making Coordinator</b>  |
| <b>RRC AND OAH USE ONLY</b>   |  |
| Action taken:<br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

OFFICE OF ADMIN HEARINGS  
2019 MAR 15 PM 4:28  
FILED

# SUBMISSION FOR PERMANENT RULE

March 5, 2019

ORIGINAL


|   |  |
|---|--|
| 1. Rule-Making Agency: <b>North Carolina Wildlife Resources Commission</b>  |  |
| 2. Rule citation & name (name not required for repeal): <b>15A NCAC 10A .1501 SUMMARY DISPOSITION</b>   |  |
| 3. Action:<br><input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b> <input type="checkbox"/> <b>READOPTIOIN</b>  |  |
| 4. Rule exempt from RRC review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | 5. Rule automatically subject to legislative review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| 6. Notice for Proposed Rule:<br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: <b>December 3, 2018</b><br>Link to Agency notice: <a href="http://www.ncwildlife.org/Proposed-Regulations">http://www.ncwildlife.org/Proposed-Regulations</a><br>Hearing on: January 8, 2019 at Bladen Community College, Dublin, N.C.<br>January 9, 2019 at Old Alamance County Courthouse, Graham, N.C.; January 10, 2019 at Stanly County Agri-Civic Center, Albemarle, NC; January 22, 2019 at Chowan Public Safety Center, Edenton, NC; January 23, 2019 at Craven Community College, New Bern, N.C.; January 24, 2019 at Nash Community College, Rocky Mount, N.C.; February 15, 2019 at Haywood Community College, Clyde, N.C.; February 17, 2019 at Elkin High School, Elkin N.C.; February 16, 2019 at Western Piedmont Community College, Morganton, NC<br>Adoption by Agency on: <b>February 21, 2019</b><br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |  |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1)<br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | 8. Fiscal impact (check all that apply):<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |  |
| 9A. What prompted this action? Check all that apply:<br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |  |
| 9B. Explain: Every year the Wildlife Resources Commission adjusts the regulation of hunting, trapping, fishing, and land use through rule-making.   |  |
| 10. Rule-making Coordinator: <b>Carrie Ruhlman</b><br>Address: <b>1701 Mail Service Center, NCWRC Raleigh, NC 27699-1701</b><br><br>Phone: <b>919-707-0011</b><br>E-Mail: <b>carrie.ruhlman@ncwildlife.org</b><br><br>Agency Contact, if any: <b>Michael Smallwood</b><br>Phone: <b>919-707-0014</b><br>E-Mail: <b>Michael.smallwood@ncwildlife.org</b>   | 11. Signature of Agency Head* or Rule-making Coordinator:<br><div style="text-align: center; font-size: 1.5em; color: blue; font-family: cursive;">Carrie Ruhlman</div> <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: <b>Carrie Ruhlman</b><br>Title: <b>Rule-making Coordinator</b>   |
| <b>RRC AND OAH USE ONLY</b>   |  |
| Action taken:<br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

FILED  
 2019 MAR 15 PM 4:28  
 OFFICE OF ADMIN HEARINGS

# SUBMISSION FOR PERMANENT RULE

March 5, 2019

ORIGINAL

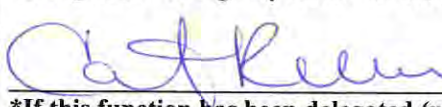
|   |  |
|---|--|
| 1. Rule-Making Agency: North Carolina Wildlife Resources Commission   |  |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 10B .0116 PERMITTED ARCHERY EQUIPMENT  |  |
| 3. Action:<br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO <b>N</b>   |  |
| 4. Rule exempt from RRC review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | 5. Rule automatically subject to legislative review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| 6. Notice for Proposed Rule:<br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: <b>December 3, 2018</b><br>Link to Agency notice: <a href="http://www.ncwildlife.org/Proposed-Regulations">http://www.ncwildlife.org/Proposed-Regulations</a><br>Hearing on: January 8, 2019 at Bladen Community College, Dublin, N.C.<br>January 9, 2019 at Old Alamance County Courthouse, Graham, N.C.; January 10, 2019 at Stanly County Agri-Civic Center, Albemarle, NC; January 22, 2019 at Chowan Public Safety Center, Edenton, NC; January 23, 2019 at Craven Community College, New Bern, N.C.; January 24, 2019 at Nash Community College, Rocky Mount, N.C.; February 15, 2019 at Haywood Community College, Clyde, N.C.; February 17, 2019 at Elkin High School, Elkin N.C.; February 16, 2019 at Western Piedmont Community College, Morganton, NC<br>Adoption by Agency on: <b>February 21, 2019</b><br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |  |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1)<br><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><br><input checked="" type="checkbox"/> No  | 8. Fiscal impact (check all that apply):<br><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |  |
| 9A. What prompted this action? Check all that apply:<br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input checked="" type="checkbox"/> Other: <b>G.S. 150B-21.3A</b>  |  |
| 9B. Explain: Every year the WRC adjusts the regulation of hunting, trapping, fishing, and land use through rule-making. Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing rules, all rules are reviewed at least every 10 years or they expire. This rule was determined to be "Necessary with substantive public interest," and is required to be readopted.   |  |
| 10. Rule-making Coordinator: <b>Carrie Ruhlman</b><br>Address: <b>1701 Mail Service Center, NCWRC Raleigh, NC 27699-1701</b><br><br>Phone: <b>919-707-0011</b><br>E-Mail: <a href="mailto:carrie.ruhlman@ncwildlife.org">carrie.ruhlman@ncwildlife.org</a><br><br>Agency Contact, if any: <b>Michael Smallwood</b><br>Phone: <b>919-707-0014</b><br>E-Mail: <a href="mailto:Michael.smallwood@ncwildlife.org">Michael.smallwood@ncwildlife.org</a>  | 11. Signature of Agency Head* or Rule-making Coordinator:<br><br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: <b>Carrie Ruhlman</b><br>Title: <b>Rule-making Coordinator</b>  |
| <b>RRC AND OAH USE ONLY</b>   |  |
| Action taken:<br><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

OFFICE OF ADMIN HEARINGS  
2019 MAR 15 PM 4:28  
FILED

# SUBMISSION FOR PERMANENT RULE

March 5, 2019

ORIGINAL

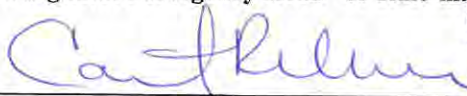
|   |  |
|---|--|
| 1. Rule-Making Agency: <b>North Carolina Wildlife Resources Commission</b>  |  |
| 2. Rule citation & name (name not required for repeal): <b>15A NCAC 10B .0124 IMPORTATION OF ANIMAL PARTS</b>   |  |
| 3. Action:<br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO <b>N</b>   |  |
| 4. Rule exempt from RRC review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | 5. Rule automatically subject to legislative review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| 6. Notice for Proposed Rule:<br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: <b>December 3, 2018</b><br>Link to Agency notice: <a href="http://www.ncwildlife.org/Proposed-Regulations">http://www.ncwildlife.org/Proposed-Regulations</a><br>Hearing on: January 8, 2019 at Bladen Community College, Dublin, N.C.<br>January 9, 2019 at Old Alamance County Courthouse, Graham, N.C.; January 10, 2019 at Stanly County Agri-Civic Center, Albemarle, NC; January 22, 2019 at Chowan Public Safety Center, Edenton, NC; January 23, 2019 at Craven Community College, New Bern, N.C.; January 24, 2019 at Nash Community College, Rocky Mount, N.C.; February 15, 2019 at Haywood Community College, Clyde, N.C.; February 17, 2019 at Elkin High School, Elkin N.C.; February 16, 2019 at Western Piedmont Community College, Morganton, NC<br>Adoption by Agency on: <b>February 21, 2019</b><br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |  |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1)<br><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><br><input checked="" type="checkbox"/> No  | 8. Fiscal impact (check all that apply):<br><br><input checked="" type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input checked="" type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input checked="" type="checkbox"/> Approved by OSBM<br><input type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |  |
| 9A. What prompted this action? Check all that apply:<br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input checked="" type="checkbox"/> Other: <b>G.S. 150B-21.3A</b>  |  |
| 9B. Explain: Every year the WRC adjusts the regulation of hunting, trapping, fishing, and land use through rule-making. Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing rules, all rules are reviewed at least every 10 years or they expire. This rule was determined to be "Necessary with substantive public interest," and is required to be readopted.   |  |
| 10. Rule-making Coordinator: <b>Carrie Ruhlman</b><br>Address: <b>1701 Mail Service Center, NCWRC Raleigh, NC 27699-1701</b><br><br>Phone: <b>919-707-0011</b><br>E-Mail: <a href="mailto:carrie.ruhlman@ncwildlife.org">carrie.ruhlman@ncwildlife.org</a><br><br>Agency Contact, if any: <b>Michael Smallwood</b><br>Phone: <b>919-707-0014</b><br>E-Mail: <a href="mailto:Michael.smallwood@ncwildlife.org">Michael.smallwood@ncwildlife.org</a>  | 11. Signature of Agency Head* or Rule-making Coordinator:<br><br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: <b>Carrie Ruhlman</b><br>Title: <b>Rule-making Coordinator</b>  |
| <b>RRC AND OAH USE ONLY</b>   |  |
| Action taken:<br><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

OFFICE HEADMAN HEARINGS  
2019 MAR 15 PM 4:28  
FILED

# SUBMISSION FOR PERMANENT RULE

March 5, 2019

ORIGINAL

|  |  |
|--|--|
| 1. Rule-Making Agency: <b>North Carolina Wildlife Resources Commission</b>   |  |
| 2. Rule citation & name (name not required for repeal): <b>15A NCAC 10B .0202 BEAR</b>   |  |
| 3. Action:<br><input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION  |  |
| 4. Rule exempt from RRC review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | 5. Rule automatically subject to legislative review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| 6. Notice for Proposed Rule:<br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: <b>December 3, 2018</b><br>Link to Agency notice: <a href="http://www.ncwildlife.org/Proposed-Regulations">http://www.ncwildlife.org/Proposed-Regulations</a><br>Hearing on: January 8, 2019 at Bladen Community College, Dublin, N.C.<br>January 9, 2019 at Old Alamance County Courthouse, Graham, N.C.; January 10, 2019 at Stanly County Agri-Civic Center, Albemarle, NC; January 22, 2019 at Chowan Public Safety Center, Edenton, NC; January 23, 2019 at Craven Community College, New Bern, N.C.; January 24, 2019 at Nash Community College, Rocky Mount, N.C.; February 15, 2019 at Haywood Community College, Clyde, N.C.; February 17, 2019 at Elkin High School, Elkin N.C.; February 16, 2019 at Western Piedmont Community College, Morganton, NC<br>Adoption by Agency on: <b>February 21, 2019</b><br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |  |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1)<br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | 8. Fiscal impact (check all that apply):<br><input checked="" type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input checked="" type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input checked="" type="checkbox"/> Approved by OSBM<br><input type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |  |
| 9A. What prompted this action? Check all that apply:<br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:   |  |
| 9B. Explain: Every year the Wildlife Resources Commission adjusts the regulation of hunting, trapping, fishing, and land use through rule-making.  |  |
| 10. Rule-making Coordinator: <b>Carrie Ruhlman</b><br>Address: <b>1701 Mail Service Center, NCWRC Raleigh, NC 27699-1701</b><br><br>Phone: <b>919-707-0011</b><br>E-Mail: <a href="mailto:carrie.ruhlman@ncwildlife.org">carrie.ruhlman@ncwildlife.org</a><br><br>Agency Contact, if any: <b>Michael Smallwood</b><br>Phone: <b>919-707-0014</b><br>E-Mail: <a href="mailto:Michael.smallwood@ncwildlife.org">Michael.smallwood@ncwildlife.org</a>   | 11. Signature of Agency Head* or Rule-making Coordinator:<br><div style="text-align: center; font-size: 1.5em; color: blue;">  </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: <b>Carrie Ruhlman</b><br>Title: <b>Rule-making Coordinator</b>                                 |
| <b>RRC AND OAH USE ONLY</b>  |  |
| Action taken:<br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

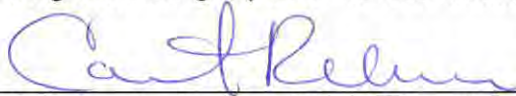
OFFICE OF ADMINISTRATIVE HEARINGS  
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 2019 MAR 11 PM 4:28



# SUBMISSION FOR PERMANENT RULE

March 5, 2019

ORIGINAL

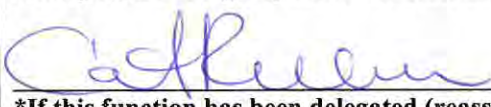
|   |   |
|---|---|
| 1. Rule-Making Agency: <b>North Carolina Wildlife Resources Commission</b>  |   |
| 2. Rule citation & name (name not required for repeal): <b>15A NCAC 10B .0207 RABBITS</b>   |   |
| 3. Action:<br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO <b>N</b>   |   |
| 4. Rule exempt from RRC review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | 5. Rule automatically subject to legislative review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| 6. Notice for Proposed Rule:<br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: <b>December 3, 2018</b><br>Link to Agency notice: <a href="http://www.ncwildlife.org/Proposed-Regulations">http://www.ncwildlife.org/Proposed-Regulations</a><br>Hearing on: January 8, 2019 at Bladen Community College, Dublin, N.C.<br>January 9, 2019 at Old Alamance County Courthouse, Graham, N.C.; January 10, 2019 at Stanly County Agri-Civic Center, Albemarle, NC; January 22, 2019 at Chowan Public Safety Center, Edenton, NC; January 23, 2019 at Craven Community College, New Bern, N.C.; January 24, 2019 at Nash Community College, Rocky Mount, N.C.; February 15, 2019 at Haywood Community College, Clyde, N.C.; February 17, 2019 at Elkin High School, Elkin N.C.; February 16, 2019 at Western Piedmont Community College, Morganton, NC<br>Adoption by Agency on: <b>February 21, 2019</b><br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |   |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1)<br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | 8. Fiscal impact (check all that apply):<br><input checked="" type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input checked="" type="checkbox"/> Approved by OSBM<br><input type="checkbox"/> No fiscal note required |
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| 9A. What prompted this action? Check all that apply:<br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input checked="" type="checkbox"/> Other: <b>G.S. 150B-21.3A</b>  |   |
| 9B. Explain: Every year the WRC adjusts the regulation of hunting, trapping, fishing, and land use through rule-making. Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing rules, all rules are reviewed at least every 10 years or they expire. This rule was determined to be "Necessary with substantive public interest," and is required to be readopted.   |   |
| 10. Rule-making Coordinator: <b>Carrie Ruhlman</b><br>Address: <b>1701 Mail Service Center, NCWRC</b><br><b>Raleigh, NC 27699-1701</b><br><br>Phone: <b>919-707-0011</b><br>E-Mail: <a href="mailto:carrie.ruhlman@ncwildlife.org">carrie.ruhlman@ncwildlife.org</a><br><br>Agency Contact, if any: <b>Michael Smallwood</b><br>Phone: <b>919-707-0014</b><br>E-Mail: <a href="mailto:Michael.smallwood@ncwildlife.org">Michael.smallwood@ncwildlife.org</a>  | 11. Signature of Agency Head* or Rule-making Coordinator:<br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: <b>Carrie Ruhlman</b><br>Title: <b>Rule-making Coordinator</b>   |
| <b>RRC AND OAH USE ONLY</b>   |   |
| Action taken:<br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |   |

OFFICE OF ADMIN HEARINGS  
 219 MAR 15 PM 4: 28  
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# SUBMISSION FOR PERMANENT RULE

March 5, 2019

ORIGINAL

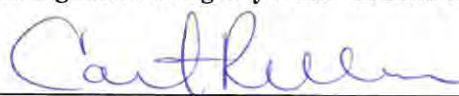
|  |  |
|--|--|
| 1. Rule-Making Agency: North Carolina Wildlife Resources Commission  |  |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 10B .0303 OPEN SEASONS  |  |
| 3. Action:<br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO <b>N</b>  |  |
| 4. Rule exempt from RRC review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | 5. Rule automatically subject to legislative review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| 6. Notice for Proposed Rule:<br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: December 3, 2018<br>Link to Agency notice: <a href="http://www.ncwildlife.org/Proposed-Regulations">http://www.ncwildlife.org/Proposed-Regulations</a><br>Hearing on: January 8, 2019 at Bladen Community College, Dublin, N.C.<br>January 9, 2019 at Old Alamance County Courthouse, Graham, N.C.; January 10, 2019 at Stanly County Agri-Civic Center, Albemarle, NC; January 22, 2019 at Chowan Public Safety Center, Edenton, NC; January 23, 2019 at Craven Community College, New Bern, N.C.; January 24, 2019 at Nash Community College, Rocky Mount, N.C.; February 15, 2019 at Haywood Community College, Clyde, N.C.; February 17, 2019 at Elkin High School, Elkin N.C.; February 16, 2019 at Western Piedmont Community College, Morganton, NC<br>Adoption by Agency on: February 21, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |  |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1)<br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | 8. Fiscal impact (check all that apply):<br><input checked="" type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input checked="" type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input checked="" type="checkbox"/> Approved by OSBM<br><input type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |  |
| 9A. What prompted this action? Check all that apply:<br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input checked="" type="checkbox"/> Other: G.S. 150B-21.3A  |  |
| 9B. Explain: Every year the WRC adjusts the regulation of hunting, trapping, fishing, and land use through rule-making. Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing rules, all rules are reviewed at least every 10 years or they expire. This rule was determined to be "Necessary with substantive public interest," and is required to be readopted.  |  |
| 10. Rule-making Coordinator: Carrie Ruhlman<br>Address: 1701 Mail Service Center, NCWRC<br>Raleigh, NC 27699-1701<br><br>Phone: 919-707-0011<br>E-Mail: <a href="mailto:carrie.ruhlman@ncwildlife.org">carrie.ruhlman@ncwildlife.org</a><br><br>Agency Contact, if any: Michael Smallwood<br>Phone: 919-707-0014<br>E-Mail: <a href="mailto:Michael.smallwood@ncwildlife.org">Michael.smallwood@ncwildlife.org</a>   | 11. Signature of Agency Head* or Rule-making Coordinator:<br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Carrie Ruhlman<br>Title: Rule-making Coordinator  |
| RRC AND OAH USE ONLY   |  |
| Action taken:<br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

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 2019 MAR 15 PM 4:28  
 OFFICE OF ADMIN HEARINGS

# SUBMISSION FOR PERMANENT RULE

March 5, 2019

ORIGINAL

|  |   |
|--|---|
| 1. Rule-Making Agency: North Carolina Wildlife Resources Commission  |   |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 10C .0205 PUBLIC MOUNTAIN TROUT WATERS  |   |
| 3. Action:<br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO   |   |
| 4. Rule exempt from RRC review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | 5. Rule automatically subject to legislative review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| 6. Notice for Proposed Rule:<br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: December 3, 2018<br>Link to Agency notice: <a href="http://www.ncwildlife.org/Proposed-Regulations">http://www.ncwildlife.org/Proposed-Regulations</a><br>Hearing on: January 8, 2019 at Bladen Community College, Dublin, N.C.<br>January 9, 2019 at Old Alamance County Courthouse, Graham, N.C.; January 10, 2019 at Stanly County Agri-Civic Center, Albemarle, NC; January 22, 2019 at Chowan Public Safety Center, Edenton, NC; January 23, 2019 at Craven Community College, New Bern, N.C.; January 24, 2019 at Nash Community College, Rocky Mount, N.C.; February 15, 2019 at Haywood Community College, Clyde, N.C.; February 17, 2019 at Elkin High School, Elkin N.C.; February 16, 2019 at Western Piedmont Community College, Morganton, NC<br>Adoption by Agency on: February 21, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |   |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1)<br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | 8. Fiscal impact (check all that apply):<br><input checked="" type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input checked="" type="checkbox"/> Approved by OSBM<br><input type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION   |   |
| 9A. What prompted this action? Check all that apply:<br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input checked="" type="checkbox"/> Other: G.S. 150B-21.3A  |   |
| 9B. Explain: Every year the WRC adjusts the regulation of hunting, trapping, fishing, and land use through rule-making. Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing rules, all rules are reviewed at least every 10 years or they expire. This rule was determined to be "Necessary with substantive public interest," and is required to be readopted.  |   |
| 10. Rule-making Coordinator: Carrie Ruhlman<br>Address: 1701 Mail Service Center, NCWRC<br>Raleigh, NC 27699-1701<br><br>Phone: 919-707-0011<br>E-Mail: <a href="mailto:carrie.ruhlman@ncwildlife.org">carrie.ruhlman@ncwildlife.org</a><br><br>Agency Contact, if any: Michael Smallwood<br>Phone: 919-707-0014<br>E-Mail: <a href="mailto:Michael.smallwood@ncwildlife.org">Michael.smallwood@ncwildlife.org</a>   | 11. Signature of Agency Head* or Rule-making Coordinator:<br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Carrie Ruhlman<br>Title: Rule-making Coordinator   |
| RRC AND OAH USE ONLY   |   |
| Action taken:<br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

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2019 MAR 15 PM 4:29  
OFFICE OF ADMIN HEARINGS










# SUBMISSION FOR PERMANENT RULE

March 5, 2019

ORIGINAL


|  |   |
|--|---|
| 1. Rule-Making Agency: <b>North Carolina Wildlife Resources Commission</b>   |   |
| 2. Rule citation & name (name not required for repeal): <b>15A NCAC 10C .0314 STRIPED BASS</b>   |   |
| 3. Action:<br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO <b>N</b>  |   |
| 4. Rule exempt from RRC review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | 5. Rule automatically subject to legislative review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| 6. Notice for Proposed Rule:<br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: <b>December 3, 2018</b><br>Link to Agency notice: <a href="http://www.ncwildlife.org/Proposed-Regulations">http://www.ncwildlife.org/Proposed-Regulations</a><br>Hearing on: January 8, 2019 at Bladen Community College, Dublin, N.C.<br>January 9, 2019 at Old Alamance County Courthouse, Graham, N.C.; January 10, 2019 at Stanly County Agri-Civic Center, Albemarle, NC; January 22, 2019 at Chowan Public Safety Center, Edenton, NC; January 23, 2019 at Craven Community College, New Bern, N.C.; January 24, 2019 at Nash Community College, Rocky Mount, N.C.; February 15, 2019 at Haywood Community College, Clyde, N.C.; February 17, 2019 at Elkin High School, Elkin N.C.; February 16, 2019 at Western Piedmont Community College, Morganton, NC<br>Adoption by Agency on: <b>February 21, 2019</b><br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |   |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1)<br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | 8. Fiscal impact (check all that apply):<br><input checked="" type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input checked="" type="checkbox"/> Approved by OSBM<br><input type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |   |
| 9A. What prompted this action? Check all that apply:<br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input checked="" type="checkbox"/> Other: <b>G.S. 150B-21.3A</b>   |   |
| 9B. Explain: Every year the WRC adjusts the regulation of hunting, trapping, fishing, and land use through rule-making. Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing rules, all rules are reviewed at least every 10 years or they expire. This rule was determined to be "Necessary with substantive public interest," and is required to be readopted.  |   |
| 10. Rule-making Coordinator: <b>Carrie Ruhlman</b><br>Address: <b>1701 Mail Service Center, NCWRC Raleigh, NC 27699-1701</b><br><br>Phone: <b>919-707-0011</b><br>E-Mail: <a href="mailto:carrie.ruhlman@ncwildlife.org">carrie.ruhlman@ncwildlife.org</a><br><br>Agency Contact, if any: <b>Michael Smallwood</b><br>Phone: <b>919-707-0014</b><br>E-Mail: <a href="mailto:Michael.smallwood@ncwildlife.org">Michael.smallwood@ncwildlife.org</a>   | 11. Signature of Agency Head* or Rule-making Coordinator:<br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: <b>Carrie Ruhlman</b><br>Title: <b>Rule-making Coordinator</b>   |
| <b>RRC AND OAH USE ONLY</b>  |   |
| Action taken:<br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

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2019 MAR 5 PM 4:29  
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# SUBMISSION FOR PERMANENT RULE

March 5, 2019

ORIGINAL


|  |   |
|--|---|
| 1. Rule-Making Agency: North Carolina Wildlife Resources Commission  |   |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 10C .0316 TROUT   |   |
| 3. Action:<br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO <b>N</b>  |   |
| 4. Rule exempt from RRC review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | 5. Rule automatically subject to legislative review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| 6. Notice for Proposed Rule:<br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: December 3, 2018<br>Link to Agency notice: <a href="http://www.ncwildlife.org/Proposed-Regulations">http://www.ncwildlife.org/Proposed-Regulations</a><br>Hearing on: January 8, 2019 at Bladen Community College, Dublin, N.C.<br>January 9, 2019 at Old Alamance County Courthouse, Graham, N.C.; January 10, 2019 at Stanly County Agri-Civic Center, Albemarle, NC; January 22, 2019 at Chowan Public Safety Center, Edenton, NC; January 23, 2019 at Craven Community College, New Bern, N.C.; January 24, 2019 at Nash Community College, Rocky Mount, N.C.; February 15, 2019 at Haywood Community College, Clyde, N.C.; February 17, 2019 at Elkin High School, Elkin N.C.; February 16, 2019 at Western Piedmont Community College, Morganton, NC<br>Adoption by Agency on: February 21, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |   |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1)<br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | 8. Fiscal impact (check all that apply):<br><input checked="" type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input checked="" type="checkbox"/> Approved by OSBM<br><input type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |   |
| 9A. What prompted this action? Check all that apply:<br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input checked="" type="checkbox"/> Other: G.S. 150B-21.3A  |   |
| 9B. Explain: Every year the WRC adjusts the regulation of hunting, trapping, fishing, and land use through rule-making. Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing rules, all rules are reviewed at least every 10 years or they expire. This rule was determined to be "Necessary with substantive public interest," and is required to be readopted.  |   |
| 10. Rule-making Coordinator: Carrie Ruhlman<br>Address: 1701 Mail Service Center, NCWRC<br>Raleigh, NC 27699-1701<br><br>Phone: 919-707-0011<br>E-Mail: <a href="mailto:carrie.ruhlman@ncwildlife.org">carrie.ruhlman@ncwildlife.org</a><br><br>Agency Contact, if any: Michael Smallwood<br>Phone: 919-707-0014<br>E-Mail: <a href="mailto:Michael.smallwood@ncwildlife.org">Michael.smallwood@ncwildlife.org</a>   | 11. Signature of Agency Head* or Rule-making Coordinator:<br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Carrie Ruhlman<br>Title: Rule-making Coordinator   |
| RRC AND OAH USE ONLY   |   |
| Action taken:<br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

OFFICE OF ADMIN HEARINGS  
 2019 MAR 15 PM 4: 29  
 FILED

# SUBMISSION FOR PERMANENT RULE

March 5, 2019

ORIGINAL

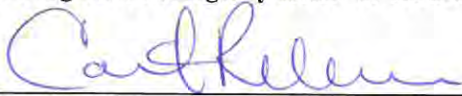
|   |   |
|---|---|
| 1. Rule-Making Agency: North Carolina Wildlife Resources Commission   |   |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 10C .0402 TAKING NONGAME FISHES FOR BAIT   |   |
| 3. Action:<br><input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION   |   |
| 4. Rule exempt from RRC review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | 5. Rule automatically subject to legislative review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| 6. Notice for Proposed Rule:<br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: December 3, 2018<br>Link to Agency notice: <a href="http://www.ncwildlife.org/Proposed-Regulations">http://www.ncwildlife.org/Proposed-Regulations</a><br><b>Hearing on:</b> January 8, 2019 at Bladen Community College, Dublin, N.C.<br>January 9, 2019 at Old Alamance County Courthouse, Graham, N.C.; January 10, 2019 at Stanly County Agri-Civic Center, Albemarle, NC; January 22, 2019 at Chowan Public Safety Center, Edenton, NC; January 23, 2019 at Craven Community College, New Bern, N.C.; January 24, 2019 at Nash Community College, Rocky Mount, N.C.; February 15, 2019 at Haywood Community College, Clyde, N.C.; February 17, 2019 at Elkin High School, Elkin N.C.; February 16, 2019 at Western Piedmont Community College, Morganton, NC<br>Adoption by Agency on: February 21, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |   |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1)<br><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><br><input checked="" type="checkbox"/> No  | 8. Fiscal impact (check all that apply):<br><br><input checked="" type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input checked="" type="checkbox"/> Approved by OSBM<br><input type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |   |
| 9A. What prompted this action? Check all that apply:<br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |   |
| 9B. Explain: Every year the Wildlife Resources Commission adjusts the regulation of hunting, trapping, fishing, and land use through rule-making. Pursuant to GS 150B-21.3A, Periodic Review and Expiration of Existing rules, all rules are reviewed at least every 10 years or they expire.   |   |
| 10. Rule-making Coordinator: Carrie Ruhlman<br>Address: 1701 Mail Service Center, NCWRC<br>Raleigh, NC 27699-1701<br><br>Phone: 919-707-0011<br>E-Mail: <a href="mailto:carrie.ruhlman@ncwildlife.org">carrie.ruhlman@ncwildlife.org</a><br><br>Agency Contact, if any: Michael Smallwood<br>Phone: 919-707-0014<br>E-Mail: <a href="mailto:Michael.smallwood@ncwildlife.org">Michael.smallwood@ncwildlife.org</a>  | 11. Signature of Agency Head* or Rule-making Coordinator:<br><br><br><hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Carrie Ruhlman<br>Title: Rule-making Coordinator   |
| RRC AND OAH USE ONLY  |   |
| Action taken:<br><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |   |

OFFICE OF ADMIN HEARINGS  
2019 MAR 15 PM 4:28  
FILED

# SUBMISSION FOR PERMANENT RULE

March 5, 2019

ORIGINAL

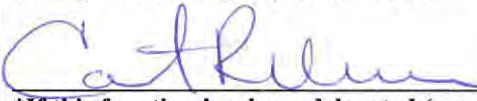
|  |  |
|--|--|
| <b>1. Rule-Making Agency: North Carolina Wildlife Resources Commission</b>   |  |
| <b>2. Rule citation &amp; name (name not required for repeal): 15A NCAC 10C .0407 PERMITTED SPECIAL DEVICES AND OPEN SEASONS</b>   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION   |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br><b>Notice of Text published on: December 3, 2018</b><br><b>Link to Agency notice: <a href="http://www.ncwildlife.org/Proposed-Regulations">http://www.ncwildlife.org/Proposed-Regulations</a></b><br><b>Hearing on:</b> January 8, 2019 at Bladen Community College, Dublin, N.C.<br>January 9, 2019 at Old Alamance County Courthouse, Graham, N.C.; January 10, 2019 at Stanly County Agri-Civic Center, Albemarle, NC; January 22, 2019 at Chowan Public Safety Center, Edenton, NC; January 23, 2019 at Craven Community College, New Bern, N.C.; January 24, 2019 at Nash Community College, Rocky Mount, N.C.; February 15, 2019 at Haywood Community College, Clyde, N.C.; February 17, 2019 at Elkin High School, Elkin N.C.; February 16, 2019 at Western Piedmont Community College, Morganton, NC<br><b>Adoption by Agency on: February 21, 2019</b><br><input type="checkbox"/> Notice not required under G.S.:<br><b>Adoption by Agency on:</b> |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact (check all that apply):</b><br><input checked="" type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input checked="" type="checkbox"/> Approved by OSBM<br><input type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |  |
| <b>9B. Explain:</b> Every year the Wildlife Resources Commission adjusts the regulation of hunting, trapping, fishing, and land use through rule-making.   |  |
| <b>10. Rule-making Coordinator: Carrie Ruhlman</b><br><b>Address: 1701 Mail Service Center, NCWRC</b><br><b>Raleigh, NC 27699-1701</b><br><br><b>Phone: 919-707-0011</b><br><b>E-Mail: <a href="mailto:carrie.ruhlman@ncwildlife.org">carrie.ruhlman@ncwildlife.org</a></b><br><br><b>Agency Contact, if any: Michael Smallwood</b><br><b>Phone: 919-707-0014</b><br><b>E-Mail: <a href="mailto:Michael.smallwood@ncwildlife.org">Michael.smallwood@ncwildlife.org</a></b>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><hr/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b><br><br><b>Typed Name: Carrie Ruhlman</b><br><b>Title: Rule-making Coordinator</b>  |
| <b>RRC AND OAH USE ONLY</b>  |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

OFFICE OF ADMIN HEARINGS  
 MAR 15 PM 4:28  
 FILED

# SUBMISSION FOR PERMANENT RULE

March 5, 2019

ORIGINAL

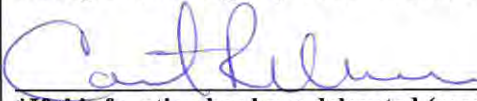
|   |  |
|---|--|
| 1. Rule-Making Agency: North Carolina Wildlife Resources Commission   |  |
| 2. Rule citation & name (name not required for repeal): 15A NCAC 10D .0103 HUNTING ON GAMELANDS   |  |
| 3. Action:<br><input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION   |  |
| 4. Rule exempt from RRC review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | 5. Rule automatically subject to legislative review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| 6. Notice for Proposed Rule:<br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: December 3, 2018<br>Link to Agency notice: <a href="http://www.ncwildlife.org/Proposed-Regulations">http://www.ncwildlife.org/Proposed-Regulations</a><br><b>Hearing on:</b> January 8, 2019 at Bladen Community College, Dublin, N.C.<br>January 9, 2019 at Old Alamance County Courthouse, Graham, N.C.; January 10, 2019 at Stanly County Agri-Civic Center, Albemarle, NC; January 22, 2019 at Chowan Public Safety Center, Edenton, NC; January 23, 2019 at Craven Community College, New Bern, N.C.; January 24, 2019 at Nash Community College, Rocky Mount, N.C.; February 15, 2019 at Haywood Community College, Clyde, N.C.; February 17, 2019 at Elkin High School, Elkin N.C.; February 16, 2019 at Western Piedmont Community College, Morganton, NC<br>Adoption by Agency on: February 21, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |  |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1)<br><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><br><input checked="" type="checkbox"/> No  | 8. Fiscal impact (check all that apply):<br><br><input checked="" type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input checked="" type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input checked="" type="checkbox"/> Approved by OSBM<br><input type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |  |
| 9A. What prompted this action? Check all that apply:<br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |  |
| 9B. <b>Explain:</b> Every year the Wildlife Resources Commission adjusts the regulation of hunting, trapping, fishing, and land use through rule-making.  |  |
| 10. Rule-making Coordinator: Carrie Ruhlman<br>Address: 1701 Mail Service Center, NCWRC<br>Raleigh, NC 27699-1701<br><br>Phone: 919-707-0011<br>E-Mail: <a href="mailto:carrie.ruhlman@ncwildlife.org">carrie.ruhlman@ncwildlife.org</a><br><br>Agency Contact, if any: Michael Smallwood<br>Phone: 919-707-0014<br>E-Mail: <a href="mailto:Michael.smallwood@ncwildlife.org">Michael.smallwood@ncwildlife.org</a>  | 11. Signature of Agency Head* or Rule-making Coordinator:<br><br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Carrie Ruhlman<br>Title: Rule-making Coordinator  |
| RRC AND OAH USE ONLY  |  |
| Action taken:<br><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

FILED  
 MAR 15 PM 4:29  
 OFFICE OF ADMIN HEARINGS

# SUBMISSION FOR PERMANENT RULE

March 5, 2019

ORIGINAL

|   |  |
|---|--|
| 1. Rule-Making Agency: <b>North Carolina Wildlife Resources Commission</b>  |  |
| 2. Rule citation & name (name not required for repeal): <b>15A NCAC 10D .0106 BEAR SANCTUARIES</b>  |  |
| 3. Action:<br><input checked="" type="checkbox"/> <b>ADOPTION</b> <input type="checkbox"/> <b>AMENDMENT</b> <input type="checkbox"/> <b>REPEAL</b> <input type="checkbox"/> <b>READOPTION</b>   |  |
| 4. Rule exempt from RRC review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | 5. Rule automatically subject to legislative review?<br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| 6. Notice for Proposed Rule:<br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: <b>December 3, 2018</b><br>Link to Agency notice: <a href="http://www.ncwildlife.org/Proposed-Regulations">http://www.ncwildlife.org/Proposed-Regulations</a><br>Hearing on: January 8, 2019 at Bladen Community College, Dublin, N.C.<br>January 9, 2019 at Old Alamance County Courthouse, Graham, N.C.; January 10, 2019 at Stanly County Agri-Civic Center, Albemarle, NC; January 22, 2019 at Chowan Public Safety Center, Edenton, NC; January 23, 2019 at Craven Community College, New Bern, N.C.; January 24, 2019 at Nash Community College, Rocky Mount, N.C.; February 15, 2019 at Haywood Community College, Clyde, N.C.; February 17, 2019 at Elkin High School, Elkin N.C.; February 16, 2019 at Western Piedmont Community College, Morganton, NC<br>Adoption by Agency on: <b>February 21, 2019</b><br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on: |  |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1)<br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | 8. Fiscal impact (check all that apply):<br><input checked="" type="checkbox"/> State funds affected<br><input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation<br><input checked="" type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input checked="" type="checkbox"/> Approved by OSBM<br><input type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |  |
| 9A. What prompted this action? Check all that apply:<br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |  |
| 9B. Explain: Every year the Wildlife Resources Commission adjusts the regulation of hunting, trapping, fishing, and land use through rule-making.   |  |
| 10. Rule-making Coordinator: <b>Carrie Ruhlman</b><br>Address: <b>1701 Mail Service Center, NCWRC Raleigh, NC 27699-1701</b><br><br>Phone: <b>919-707-0011</b><br>E-Mail: <b>carrie.ruhlman@ncwildlife.org</b><br><br>Agency Contact, if any: <b>Michael Smallwood</b><br>Phone: <b>919-707-0014</b><br>E-Mail: <b>Michael.smallwood@ncwildlife.org</b>   | 11. Signature of Agency Head* or Rule-making Coordinator:<br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: <b>Carrie Ruhlman</b><br>Title: <b>Rule-making Coordinator</b>  |
| RRC AND OAH USE ONLY  |  |
| Action taken:<br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

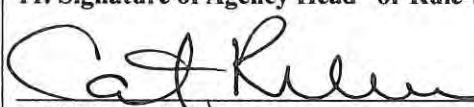
OFFICE OF ADMIN HEARINGS  
 2019 MAR 15 PM 4:28  
 FILED



# SUBMISSION FOR PERMANENT RULE

MARCH 15, 2019

ORIGINAL


|  |  |
|--|--|
| <b>1. Rule-Making Agency:</b> NC Wildlife Resources Commission   |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 10F .0303 Beaufort County  |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN  |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: November 1, 2018<br>Link to Agency notice: <a href="http://www.ncwildlife.org/Proposed-Regulations">http://www.ncwildlife.org/Proposed-Regulations</a><br>Hearing on: November 28, 2018<br>Adoption by Agency on: February 21, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on:   |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input type="checkbox"/> Agency<br/> <input type="checkbox"/> Court order / cite:<br/> <input type="checkbox"/> Federal statute / cite:<br/> <input type="checkbox"/> Federal regulation / cite:                 </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly<br/>                     Cite Session Law:<br/> <input type="checkbox"/> Petition for rule-making<br/> <input checked="" type="checkbox"/> Other: Application per GS 75-A, by Beaufort Co                 </div> </div> |  |
| <b>9B. Explain:</b> Amendment to 15A NCAC 10F .0303 Beaufort Co will establish no-wake zone in canals at end of the peninsula between Chocowinity Bay and Pamlico River at Whichards Beach, to mitigate hazards to boater safety caused by narrow shallow canals with submerged rocks.   |  |
| <b>10. Rulemaking Coordinator:</b> Carrie Ruhlman<br><br>Phone: 919-707-0011<br>E-Mail: <a href="mailto:carrie.ruhlman@ncwildlife.org">carrie.ruhlman@ncwildlife.org</a><br><br>Additional agency contact, if any: Betsy Haywood<br>Phone: 919-707-0013<br>E-Mail: <a href="mailto:betsy.haywood@ncwildlife.org">betsy.haywood@ncwildlife.org</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Carrie Ruhlman<br>Title: Rulemaking Coordinator  |
| <b>RRC AND OAH USE ONLY</b>  |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

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 2019 MAR 15 PM 4:28  
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# SUBMISSION FOR PERMANENT RULE

MARCH 15, 2019

ORIGINAL

|   |  |
|---|--|
| <b>1. Rule-Making Agency:</b> NC Wildlife Resources Commission  |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 15A NCAC 10F .0333 Mecklenburg and Gaston counties   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION   |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> Notice Required<br>Notice of Text published on: November 1, 2018<br>Link to Agency notice: <a href="http://www.ncwildlife.org/Proposed-Regulations">http://www.ncwildlife.org/Proposed-Regulations</a><br>Hearing on: November 28, 2018<br>Adoption by Agency on: February 21, 2019<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on:  |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input checked="" type="checkbox"/> Other: Application per GS 75-A by Lake Wylie Marine Commiss. |  |
| <b>9B. Explain:</b><br>Amendment to 15A NCAC 10F .0333 Mecklenburg and Gaston counties will establish no-wake zone within 50 yards of community piers, marina and beach area, and will include the waters east of an island that is west of the shoreline. Hazards to boater and recreationist safety include obstructed sight lines coming out of narrow coves and danger to swimmers and people on community docks, caused by wakes and vessels traveling at high speeds.                                     |  |
| <b>10. Rulemaking Coordinator:</b> Carrie Ruhlman<br><br>Phone: 919-707-0011<br>E-Mail: <a href="mailto:carrie.ruhlman@ncwildlife.org">carrie.ruhlman@ncwildlife.org</a><br><br>Additional agency contact, if any: Betsy Haywood<br>Phone: 919-707-0013<br>E-Mail: <a href="mailto:betsy.haywood@ncwildlife.org">betsy.haywood@ncwildlife.org</a>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Carrie Ruhlman<br>Title: Rulemaking Coordinator  |
| <b>RRC AND OAH USE ONLY</b>   |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

OFFICE OF ADMIN HEARINGS  
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 FILED

# SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NORTH CAROLINA MARRIAGE AND FAMILY THERAPY LICENSURE BOARD

2. Rule citation & name (name not required for repeal): 21 NCAC 31 .0201 CREDENTIALS REQUIRED

3. Action:  
 ADOPTION  AMENDMENT  REPEAL  READOPTIOIN  REPEAL through READOPTIOIN

4. Rule exempt from RRC review?  
 Yes. Cite authority:  
 No

5. Rule automatically subject to legislative review?  
 Yes. Cite authority:  
 No

6. Notice for Proposed Rule:  
 Notice Required  
Notice of Text published on: March 1, 2018  
Link to Agency notice: <https://www.ncmft.org>  
Hearing on: N/A  
Adoption by Agency on: May 8, 2018  
 Notice not required under G.S.:  
Adoption by Agency on:

OFFICE OF ADMIN HEARINGS  
2019 MAR 15 AM 11:26  
FILED

7. Rule establishes or increases a fee? (See G.S. 12-3.1)  
 Yes  
Agency submitted request for consultation on:  
Consultation not required. Cite authority:  
 No

8. Fiscal impact. Check all that apply.  
 This Rule was part of a combined analysis.  
 State funds affected  
 Local funds affected  
 Substantial economic impact (≥\$1,000,000)  
 Approved by OSBM  
 No fiscal note required


### 9. REASON FOR ACTION

9A. What prompted this action? Check all that apply:  
 Agency  
 Court order / cite:  
 Federal statute / cite:  
 Federal regulation / cite:

Legislation enacted by the General Assembly  
Cite Session Law:  
 Petition for rule-making  
 Other: N.C.G.S. 150B-21.3A

9B. Explain: This rule was readopted pursuant to N.C.G.S. 150B-21.3A as a part of the Periodic Review and Expiration of Existing Rules process without substantive changes.

10. Rulemaking Coordinator: Wanda R. Nicholson  
Phone: 919-654-6914  
E-Mail: ncmftlb@nc.rr.com  
Additional agency contact, if any: Ruby Bullard  
Phone: 910-988-4675  
E-Mail: Rbullard1@nc.rr.com

11. Signature of Agency Head\* or Rule-making Coordinator:  
  
\*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  
Typed Name: Wanda R. Nicholson  
Title: Rulemaking Coordinator

### RRC AND OAH USE ONLY

Action taken:  
 RRC extended period of review:  
 RRC determined substantial changes:  
 Withdrawn by agency  
 Subject to Legislative Review  
 Other:

3115119  
ORIGINAL

# SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NORTH CAROLINA MARRIAGE AND FAMILY THERAPY LICENSURE BOARD

2. Rule citation & name (name not required for repeal): 21 NCAC 31 .0202 REVIEW PROCEDURE

3. Action:  
 ADOPTION  AMENDMENT  REPEAL  READoption  REPEAL through READoption

4. Rule exempt from RRC review?  
 Yes. Cite authority:  
 No

5. Rule automatically subject to legislative review?  
 Yes. Cite authority:  
 No

6. Notice for Proposed Rule:  
 Notice Required  
Notice of Text published on: March 1, 2018  
Link to Agency notice: <https://www.ncmft.org>  
Hearing on: N/A  
Adoption by Agency on: May 8, 2018  
 Notice not required under G.S.:  
Adoption by Agency on:

OFFICE OF ADMIN HEARINGS  
2019 MAR 15 AM 11:26  
FILED

7. Rule establishes or increases a fee? (See G.S. 12-3.1)  
 Yes  
Agency submitted request for consultation on:  
Consultation not required. Cite authority:  
 No

8. Fiscal impact. Check all that apply.  
 This Rule was part of a combined analysis.  
 State funds affected  
 Local funds affected  
 Substantial economic impact (≥\$1,000,000)  
 Approved by OSBM  
 No fiscal note required


### 9. REASON FOR ACTION

9A. What prompted this action? Check all that apply:  
 Agency  
 Court order / cite:  
 Federal statute / cite:  
 Federal regulation / cite:

Legislation enacted by the General Assembly  
Cite Session Law:  
 Petition for rule-making  
 Other: N.C.G.S. 150B-21.3A

9B. Explain: This rule was readopted pursuant to N.C.G.S. 150B-21.3A as a part of the Periodic Review and Expiration of Existing Rules process without substantive changes.

10. Rulemaking Coordinator: Wanda R. Nicholson  
Phone: 919-654-6914  
E-Mail: [ncmftlb@nc.rr.com](mailto:ncmftlb@nc.rr.com)  
Additional agency contact, if any: Ruby Bullard  
Phone: 910-988-4675  
E-Mail: [Rbullard1@nc.rr.com](mailto:Rbullard1@nc.rr.com)

11. Signature of Agency Head\* or Rule-making Coordinator:  
  
\*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  
Typed Name: Wanda R. Nicholson  
Title: Rulemaking Coordinator

### RRC AND OAH USE ONLY

Action taken:  
 RRC extended period of review:  
 RRC determined substantial changes:  
 Withdrawn by agency  
 Subject to Legislative Review  
 Other:

# SUBMISSION FOR PERMANENT RULE

ORIGINAL

1. Rule-Making Agency: NORTH CAROLINA MARRIAGE AND FAMILY THERAPY LICENSURE BOARD

2. Rule citation & name (name not required for repeal): 21 NCAC 31 .0203 ISSUANCE OF LICENSE

3. Action:

ADOPTION  AMENDMENT  REPEAL  READoption  REPEAL through READoption

4. Rule exempt from RRC review?

Yes. Cite authority:  
 No

5. Rule automatically subject to legislative review?

Yes. Cite authority:  
 No

6. Notice for Proposed Rule:

Notice Required  
Notice of Text published on: March 1, 2018  
Link to Agency notice: <https://www.ncmft.org>  
Hearing on: N/A  
Adoption by Agency on: May 8, 2018  
 Notice not required under G.S.:  
Adoption by Agency on:

OFFICE OF ADMINISTRATION  
2019 MAR 15 AM 11:26  
FILED

7. Rule establishes or increases a fee? (See G.S. 12-3.1)

Yes  
Agency submitted request for consultation on:  
Consultation not required. Cite authority:  
 No

8. Fiscal impact. Check all that apply.

This Rule was part of a combined analysis.  
 State funds affected  
 Local funds affected  
 Substantial economic impact (≥\$1,000,000)  
 Approved by OSBM  
 No fiscal note required

9. REASON FOR ACTION

9A. What prompted this action? Check all that apply:

Agency  
 Court order / cite:  
 Federal statute / cite:  
 Federal regulation / cite:  
 Legislation enacted by the General Assembly  
Cite Session Law:  
 Petition for rule-making  
 Other: N.C.G.S. 150B-21.3A

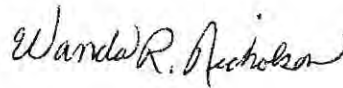
9B. Explain: This rule was readopted pursuant to N.C.G.S. 150B-21.3A as a part of the Periodic Review and Expiration of Existing Rules process without substantive changes.

10. Rulemaking Coordinator: Wanda R. Nicholson

Phone: 919-654-6914  
E-Mail: [ncmftlb@nc.rr.com](mailto:ncmftlb@nc.rr.com)

Additional agency contact, if any: Ruby Bullard  
Phone: 910-988-4675  
E-Mail: [Rbullard1@nc.rr.com](mailto:Rbullard1@nc.rr.com)

11. Signature of Agency Head\* or Rule-making Coordinator:



\*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.

Typed Name: Wanda R. Nicholson  
Title: Rulemaking Coordinator

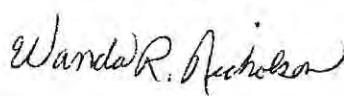
RRC AND OAH USE ONLY

Action taken:

RRC extended period of review:  
 RRC determined substantial changes:  
 Withdrawn by agency  
 Subject to Legislative Review  
 Other:


# SUBMISSION FOR PERMANENT RULE

3/15/19  
ORIGINAL

|  |  |
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| <b>1. Rule-Making Agency:</b> NORTH CAROLINA MARRIAGE AND FAMILY THERAPY LICENSURE BOARD   |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 31 .0301 WRITTEN EXAMINATION  |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN  |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: March 1, 2018<br>Link to Agency notice: <a href="https://www.ncmft.org">https://www.ncmft.org</a><br>Hearing on: N/A<br>Adoption by Agency on: May 8, 2018<br><input type="checkbox"/> <b>Notice not required under G.S.:</b><br>Adoption by Agency on:  |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required   |
| <b>9. REASON FOR ACTION</b>  |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input checked="" type="checkbox"/> Other: N.C.G.S. 150B-21.3A |  |
| <b>9B. Explain: This rule was readopted pursuant to N.C.G.S. 150B-21.3A as a part of the Periodic Review and Expiration of Existing Rules process without substantive changes.</b>   |  |
| <b>10. Rulemaking Coordinator:</b> Wanda R. Nicholson<br><br><b>Phone:</b> 919-654-6914<br><b>E-Mail:</b> ncmftlb@nc.rr.com<br><br><b>Additional agency contact, if any:</b> Ruby Bullard<br><b>Phone:</b> 910-988-4675<br><b>E-Mail:</b> Rbullard1@nc.rr.com  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><div style="text-align: center; font-family: cursive;">  </div> <hr/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b><br><br><b>Typed Name:</b> Wanda R. Nicholson<br><b>Title:</b> Rulemaking Coordinator |
| <b>RRC AND OAH USE ONLY</b>  |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

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# SUBMISSION FOR PERMANENT RULE

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| <b>1. Rule-Making Agency:</b> NORTH CAROLINA MARRIAGE AND FAMILY THERAPY LICENSURE BOARD   |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 31 .0401 LICENSURE RENEWAL FORM   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO <b>N</b> <input type="checkbox"/> REPEAL through READOPTIO <b>N</b>  |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: March 1, 2018<br>Link to Agency notice: <a href="https://www.ncmft.org">https://www.ncmft.org</a><br>Hearing on: N/A<br>Adoption by Agency on: May 8, 2018<br><input type="checkbox"/> <b>Notice not required under G.S.:</b><br>Adoption by Agency on:  |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input checked="" type="checkbox"/> Other: N.C.G.S. 150B-21.3A |  |
| <b>9B. Explain:</b> This rule was readopted pursuant to N.C.G.S. 150B-21.3A as a part of the Periodic Review and Expiration of Existing Rules process without substantive changes.   |  |
| <b>10. Rulemaking Coordinator:</b> Wanda R. Nicholson<br><br><b>Phone:</b> 919-654-6914<br><b>E-Mail:</b> ncmftlb@nc.rr.com<br><br><b>Additional agency contact, if any:</b> Ruby Bullard<br><b>Phone:</b> 910-988-4675<br><b>E-Mail:</b> Rbullard1@nc.rr.com  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br><b>Typed Name:</b> Wanda R. Nicholson<br><b>Title:</b> Rulemaking Coordinator                    |
| <b>RRC AND OAH USE ONLY</b>  |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

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# SUBMISSION FOR PERMANENT RULE

3/15/19  
ORIGINAL

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| <b>1. Rule-Making Agency:</b> NORTH CAROLINA MARRIAGE AND FAMILY THERAPY LICENSURE BOARD   |   |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 31 .0403 REINSTATEMENT AFTER EXPIRATION   |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION  |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: March 1, 2018<br>Link to Agency notice: <a href="https://www.ncmft.org">https://www.ncmft.org</a><br>Hearing on: N/A<br>Adoption by Agency on: May 8, 2018<br><input type="checkbox"/> <b>Notice not required under G.S.:</b><br>Adoption by Agency on:  |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required                      |
| <b>9. REASON FOR ACTION</b>  |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input checked="" type="checkbox"/> Other: N.C.G.S. 150B-21.3A |   |
| <b>9B. Explain: This rule was readopted pursuant to N.C.G.S. 150B-21.3A as a part of the Periodic Review and Expiration of Existing Rules process without substantive changes.</b>   |   |
| <b>10. Rulemaking Coordinator:</b> Wanda R. Nicholson<br><br>Phone: 919-654-6914<br>E-Mail: ncmftlb@nc.rr.com<br><br>Additional agency contact, if any: Ruby Bullard<br>Phone: 910-988-4675<br>E-Mail: Rbullard1@nc.rr.com   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><div style="text-align: center; font-family: cursive;">  </div> <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Wanda R. Nicholson<br>Title: Rulemaking Coordinator |
| <b>RRC AND OAH USE ONLY</b>  |   |
| <b>Action taken:</b><br><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |   |

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# SUBMISSION FOR PERMANENT RULE

3/15/19  
ORIGINAL

**1. Rule-Making Agency:** NORTH CAROLINA MARRIAGE AND FAMILY THERAPY LICENSURE BOARD

**2. Rule citation & name (name not required for repeal):** 21 NCAC 31 .0404 RETURN FROM INACTIVE STATUS

**3. Action:**  
 ADOPTION    AMENDMENT    REPEAL    READOPTIO**N**    REPEAL through READOPTIO**N**

**4. Rule exempt from RRC review?**  
 Yes. Cite authority:  
 No

**5. Rule automatically subject to legislative review?**  
 Yes. Cite authority:  
 No

**6. Notice for Proposed Rule:**  
 **Notice Required**  
 Notice of Text published on: March 1, 2018  
 Link to Agency notice: <https://www.ncmft.org>  
 Hearing on: N/A  
 Adoption by Agency on: May 8, 2018  
 **Notice not required under G.S.:**  
 Adoption by Agency on:

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**7. Rule establishes or increases a fee? (See G.S. 12-3.1)**  
 Yes  
 Agency submitted request for consultation on:  
 Consultation not required. Cite authority:  
 No

**8. Fiscal impact. Check all that apply.**  
 This Rule was part of a combined analysis.  
 State funds affected  
 Local funds affected  
 Substantial economic impact (≥\$1,000,000)  
 Approved by OSBM  
 No fiscal note required

### 9. REASON FOR ACTION

**9A. What prompted this action? Check all that apply:**

|   |  |
|---|--|
| <input checked="" type="checkbox"/> Agency          | <input type="checkbox"/> Legislation enacted by the General Assembly |
| <input type="checkbox"/> Court order / cite:        | Cite Session Law:  |
| <input type="checkbox"/> Federal statute / cite:    | <input type="checkbox"/> Petition for rule-making                    |
| <input type="checkbox"/> Federal regulation / cite: | <input checked="" type="checkbox"/> Other: N.C.G.S. 150B-21.3A       |

**9B. Explain: This rule was readopted pursuant to N.C.G.S. 150B-21.3A as a part of the Periodic Review and Expiration of Existing Rules process without substantive changes.**

**10. Rulemaking Coordinator:** Wanda R. Nicholson  
  
 Phone: 919-654-6914  
 E-Mail: [ncmftlb@nc.rr.com](mailto:ncmftlb@nc.rr.com)  
  
 Additional agency contact, if any: Ruby Bullard  
 Phone: 910-988-4675  
 E-Mail: [Rbullard1@nc.rr.com](mailto:Rbullard1@nc.rr.com)

**11. Signature of Agency Head\* or Rule-making Coordinator:**

*Wanda R. Nicholson*

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**\*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.**

Typed Name: Wanda R. Nicholson  
 Title: Rulemaking Coordinator

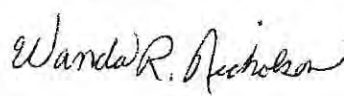
### RRC AND OAH USE ONLY

**Action taken:**

RRC extended period of review:  
 RRC determined substantial changes:  
 Withdrawn by agency  
 Subject to Legislative Review  
 Other:

# SUBMISSION FOR PERMANENT RULE

3/15/19  
ORIGINAL

|  |  |
|--|--|
| <b>1. Rule-Making Agency:</b> NORTH CAROLINA MARRIAGE AND FAMILY THERAPY LICENSURE BOARD   |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 31 .0501 APPROPRIATE COURSE OF STUDY  |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN  |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: March 1, 2018<br>Link to Agency notice: <a href="https://www.nclmft.org">https://www.nclmft.org</a><br>Hearing on: N/A<br>Adoption by Agency on: May 8, 2018<br><input type="checkbox"/> <b>Notice not required under G.S.:</b><br>Adoption by Agency on:  |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required                       |
| <b>9. REASON FOR ACTION</b>  |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input checked="" type="checkbox"/> Other: N.C.G.S. 150B-21.3A |  |
| <b>9B. Explain: This rule was readopted pursuant to N.C.G.S. 150B-21.3A as a part of the Periodic Review and Expiration of Existing Rules process without substantive changes.</b>   |  |
| <b>10. Rulemaking Coordinator:</b> Wanda R. Nicholson<br><br><b>Phone:</b> 919-654-6914<br><b>E-Mail:</b> ncmftlb@nc.rr.com<br><br><b>Additional agency contact, if any:</b> Ruby Bullard<br><b>Phone:</b> 910-988-4675<br><b>E-Mail:</b> Rbullard1@nc.rr.com  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><div style="text-align: center;"></div> <hr/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b><br><br><b>Typed Name:</b> Wanda R. Nicholson<br><b>Title:</b> Rulemaking Coordinator |
| <b>RRC AND OAH USE ONLY</b>  |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

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# SUBMISSION FOR PERMANENT RULE


3/15/19  
ORIGINAL

|  |  |
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| <b>1. Rule-Making Agency:</b> NORTH CAROLINA MARRIAGE AND FAMILY THERAPY LICENSURE BOARD   |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 31 .0502 ONGOING SUPERVISION  |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN  |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: March 1, 2018<br>Link to Agency notice: <a href="https://www.ncmft.org">https://www.ncmft.org</a><br>Hearing on: N/A<br>Adoption by Agency on: May 8, 2018<br><input type="checkbox"/> <b>Notice not required under G.S.:</b><br>Adoption by Agency on:  |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required         |
| <b>9. REASON FOR ACTION</b>  |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input checked="" type="checkbox"/> Other: N.C.G.S. 150B-21.3A |  |
| <b>9B. Explain: This rule was readopted pursuant to N.C.G.S. 150B-21.3A as a part of the Periodic Review and Expiration of Existing Rules process without substantive changes.</b>   |  |
| <b>10. Rulemaking Coordinator:</b> Wanda R. Nicholson<br><br><b>Phone:</b> 919-654-6914<br><b>E-Mail:</b> ncmftlb@nc.rr.com<br><br><b>Additional agency contact, if any:</b> Ruby Bullard<br><b>Phone:</b> 910-988-4675<br><b>E-Mail:</b> Rbullard1@nc.rr.com  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><div style="text-align: center; font-family: cursive; font-size: 1.2em;">Wanda R. Nicholson</div> <hr/> <p><small>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</small></p> <b>Typed Name:</b> Wanda R. Nicholson<br><b>Title:</b> Rulemaking Coordinator |
| <b>RRC AND OAH USE ONLY</b>  |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

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2019 MAR 15 AM 11:26  
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# SUBMISSION FOR PERMANENT RULE

3/15/19  
**ORIGINAL**

|  |  |
|--|--|
| <b>1. Rule-Making Agency:</b> NORTH CAROLINA MARRIAGE AND FAMILY THERAPY LICENSURE BOARD   |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 31 .0503 EQUIVALANCY  |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO <b>N</b> <input type="checkbox"/> REPEAL through READOPTIO <b>N</b>  |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: March 1, 2018<br>Link to Agency notice: <a href="https://www.ncmft.org">https://www.ncmft.org</a><br>Hearing on: N/A<br>Adoption by Agency on: May 8, 2018<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on:   |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required                           |
| <b>9. REASON FOR ACTION</b>  |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input checked="" type="checkbox"/> Other: N.C.G.S. 150B-21.3A |  |
| <b>9B. Explain: This rule was readopted pursuant to N.C.G.S. 150B-21.3A as a part of the Periodic Review and Expiration of Existing Rules process without substantive changes.</b>   |  |
| <b>10. Rulemaking Coordinator:</b> Wanda R. Nicholson<br><br><b>Phone:</b> 919-654-6914<br><b>E-Mail:</b> ncmftlb@nc.rr.com<br><br><b>Additional agency contact, if any:</b> Ruby Bullard<br><b>Phone:</b> 910-988-4675<br><b>E-Mail:</b> Rbullard1@nc.rr.com  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><div style="text-align: center;"></div> <hr/> <b>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</b><br><br><b>Typed Name:</b> Wanda R. Nicholson<br><b>Title:</b> Rulemaking Coordinator |
| <b>RRC AND OAH USE ONLY</b>  |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

OFFICE OF ADMIN. HEARINGS  
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 FILED

# SUBMISSION FOR PERMANENT RULE

3/15/19

ORIGINAL

|   |   |
|---|---|
| <b>1. Rule-Making Agency:</b> NORTH CAROLINA MARRIAGE AND FAMILY THERAPY LICENSURE BOARD  |   |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 31 .0504 ALTERNATIVE TO CLINICAL PRACTICUM   |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIO <b>N</b> <input type="checkbox"/> REPEAL through READOPTIO <b>N</b>   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: March 1, 2018<br>Link to Agency notice: <a href="https://www.ncmftb.org">https://www.ncmftb.org</a><br>Hearing on: N/A<br>Adoption by Agency on: May 8, 2018<br><input type="checkbox"/> Notice not required under G.S.:<br>Adoption by Agency on:  |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required                |
| <b>9. REASON FOR ACTION</b>   |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency<br/> <input type="checkbox"/> Court order / cite:<br/> <input type="checkbox"/> Federal statute / cite:<br/> <input type="checkbox"/> Federal regulation / cite:                 </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly<br/>                 Cite Session Law:<br/> <input type="checkbox"/> Petition for rule-making<br/> <input checked="" type="checkbox"/> Other: N.C.G.S. 150B-21.3A                 </div> </div> |   |
| <b>9B. Explain: This rule was readopted pursuant to N.C.G.S. 150B-21.3A as a part of the Periodic Review and Expiration of Existing Rules process without substantive changes.</b>  |   |
| <b>10. Rulemaking Coordinator:</b> Wanda R. Nicholson<br><br>Phone: 919-654-6914<br>E-Mail: ncmftlb@nc.rr.com<br><br>Additional agency contact, if any: Ruby Bullard<br>Phone: 910-988-4675<br>E-Mail: Rbullard1@nc.rr.com  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><div style="text-align: center; font-family: cursive; font-size: 1.2em;">Wanda R. Nicholson</div> <hr style="width: 80%; margin: 0 auto;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Wanda R. Nicholson<br>Title: Rulemaking Coordinator |
| <b>RRC AND OAH USE ONLY</b>   |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

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# SUBMISSION FOR PERMANENT RULE

3/15/19  
ORIGINAL

**1. Rule-Making Agency:** NORTH CAROLINA MARRIAGE AND FAMILY THERAPY LICENSURE BOARD

**2. Rule citation & name (name not required for repeal):** 21 NCAC 31 .0505 NON-DEGREE GRANTING POST GRADUATE TRAINING PROGRAMS

**3. Action:**  
 ADOPTION    AMENDMENT    REPEAL    READOPTIOIN    REPEAL through READOPTIOIN

**4. Rule exempt from RRC review?**  
 Yes. Cite authority:  
 No

**5. Rule automatically subject to legislative review?**  
 Yes. Cite authority:  
 No

**6. Notice for Proposed Rule:**  
 **Notice Required**  
 Notice of Text published on: March 1, 2018  
 Link to Agency notice: <https://www.ncmft.org>  
 Hearing on: N/A  
 Adoption by Agency on: May 8, 2018  
 **Notice not required under G.S.:**  
 Adoption by Agency on:

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**7. Rule establishes or increases a fee? (See G.S. 12-3.1)**  
 Yes  
 Agency submitted request for consultation on:  
 Consultation not required. Cite authority:  
 No

**8. Fiscal impact. Check all that apply.**  
 This Rule was part of a combined analysis.  
 State funds affected  
 Local funds affected  
 Substantial economic impact (≥\$1,000,000)  
 Approved by OSBM  
 No fiscal note required

### 9. REASON FOR ACTION

**9A. What prompted this action? Check all that apply:**

|   |  |
|---|--|
| <input checked="" type="checkbox"/> Agency          | <input type="checkbox"/> Legislation enacted by the General Assembly |
| <input type="checkbox"/> Court order / cite:        | Cite Session Law:  |
| <input type="checkbox"/> Federal statute / cite:    | <input type="checkbox"/> Petition for rule-making                    |
| <input type="checkbox"/> Federal regulation / cite: | <input checked="" type="checkbox"/> Other: N.C.G.S. 150B-21.3A       |

**9B. Explain:** This rule was readopted pursuant to N.C.G.S. 150B-21.3A as a part of the Periodic Review and Expiration of Existing Rules process without substantive changes.

**10. Rulemaking Coordinator:** Wanda R. Nicholson  
  
**Phone:** 919-654-6914  
**E-Mail:** ncmftlb@nc.rr.com  
  
**Additional agency contact, if any:** Ruby Bullard  
**Phone:** 910-988-4675  
**E-Mail:** Rbullard1@nc.rr.com

**11. Signature of Agency Head\* or Rule-making Coordinator:**

*Wanda R. Nicholson*

---

**\*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.**

**Typed Name:** Wanda R. Nicholson  
**Title:** Rulemaking Coordinator


### RRC AND OAH USE ONLY

**Action taken:**

RRC extended period of review:  
 RRC determined substantial changes:  
 Withdrawn by agency  
 Subject to Legislative Review  
 Other:

# SUBMISSION FOR PERMANENT RULE

3/15/19  
ORIGINAL

|   |   |
|---|---|
| <b>1. Rule-Making Agency:</b> NORTH CAROLINA MARRIAGE AND FAMILY THERAPY LICENSURE BOARD  |   |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 31 .0506 DIRECT CLIENT CONTACT   |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: March 1, 2018<br>Link to Agency notice: <a href="https://www.ncmft.org">https://www.ncmft.org</a><br>Hearing on: N/A<br>Adoption by Agency on: May 8, 2018<br><input type="checkbox"/> <b>Notice not required under G.S.:</b><br>Adoption by Agency on:   |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required                              |
| <b>9. REASON FOR ACTION</b>   |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency<br/> <input type="checkbox"/> Court order / cite:<br/> <input type="checkbox"/> Federal statute / cite:<br/> <input type="checkbox"/> Federal regulation / cite:                 </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly<br/>                     Cite Session Law:<br/> <input type="checkbox"/> Petition for rule-making<br/> <input checked="" type="checkbox"/> Other: N.C.G.S. 150B-21.3A                 </div> </div> |   |
| <b>9B. Explain: This rule was readopted pursuant to N.C.G.S. 150B-21.3A as a part of the Periodic Review and Expiration of Existing Rules process without substantive changes.</b>  |   |
| <b>10. Rulemaking Coordinator:</b> Wanda R. Nicholson<br><br>Phone: 919-654-6914<br>E-Mail: <a href="mailto:ncmftlb@nc.rr.com">ncmftlb@nc.rr.com</a><br><br>Additional agency contact, if any: Ruby Bullard<br>Phone: 910-988-4675<br>E-Mail: <a href="mailto:Rbullard1@nc.rr.com">Rbullard1@nc.rr.com</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><div style="text-align: center; font-family: cursive;">  </div> <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Wanda R. Nicholson<br>Title: Rulemaking Coordinator |
| <b>RRC AND OAH USE ONLY</b>   |   |
| <b>Action taken:</b><br><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

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3/15/19

# SUBMISSION FOR PERMANENT RULE

ORIGINAL

1. Rule-Making Agency: NORTH CAROLINA MARRIAGE AND FAMILY THERAPY LICENSURE BOARD

2. Rule citation & name (name not required for repeal): 21 NCAC 31 .0609 ETHICAL PRINCIPLES

3. Action:  
 ADOPTION  AMENDMENT  REPEAL  READOPTIO**N**  REPEAL through READOPTIO**N**

4. Rule exempt from RRC review?  
 Yes. Cite authority:  
 No

5. Rule automatically subject to legislative review?  
 Yes. Cite authority:  
 No

6. Notice for Proposed Rule:  
 Notice Required  
Notice of Text published on: March 1, 2018  
Link to Agency notice: <https://www.ncimft.org>  
Hearing on: N/A  
Adoption by Agency on: May 8, 2018  
 Notice not required under G.S.:  
Adoption by Agency on:

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7. Rule establishes or increases a fee? (See G.S. 12-3.1)  
 Yes  
Agency submitted request for consultation on:  
Consultation not required. Cite authority:  
 No

8. Fiscal impact. Check all that apply.  
 This Rule was part of a combined analysis.  
 State funds affected  
 Local funds affected  
 Substantial economic impact (≥\$1,000,000)  
 Approved by OSBM  
 No fiscal note required

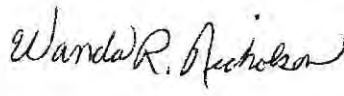
### 9. REASON FOR ACTION

9A. What prompted this action? Check all that apply:

- Agency
- Court order / cite:
- Federal statute / cite:
- Federal regulation / cite:
- Legislation enacted by the General Assembly
- Cite Session Law:
- Petition for rule-making
- Other: N.C.G.S. 150B-21.3A

9B. Explain: This rule was readopted pursuant to N.C.G.S. 150B-21.3A as a part of the Periodic Review and Expiration of Existing Rules process without substantive changes.

10. Rulemaking Coordinator: Wanda R. Nicholson  
  
Phone: 919-654-6914  
E-Mail: [ncmftlb@nc.rr.com](mailto:ncmftlb@nc.rr.com)  
  
Additional agency contact, if any: Ruby Bullard  
Phone: 910-988-4675  
E-Mail: [Rbullard1@nc.rr.com](mailto:Rbullard1@nc.rr.com)

11. Signature of Agency Head\* or Rule-making Coordinator:  
  
  
  
\*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  
  
Typed Name: Wanda R. Nicholson  
Title: Rulemaking Coordinator

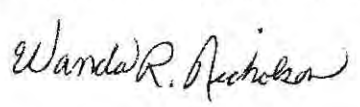
### RRC AND OAH USE ONLY

Action taken:

- RRC extended period of review:
- RRC determined substantial changes:
- Withdrawn by agency
- Subject to Legislative Review
- Other:

# SUBMISSION FOR PERMANENT RULE

3/15/19  
**ORIG.**

|   |   |
|---|---|
| <b>1. Rule-Making Agency:</b> NORTH CAROLINA MARRIAGE AND FAMILY THERAPY LICENSURE BOARD  |   |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 31 .0701 REQUIREMENTS FOR CONTINUING EDUCATION   |   |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READOPTON <input type="checkbox"/> REPEAL through READOPTON   |   |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: March 1, 2018<br>Link to Agency notice: <a href="https://www.ncmft.org">https://www.ncmft.org</a><br>Hearing on: N/A<br>Adoption by Agency on: May 8, 2018<br><input type="checkbox"/> <b>Notice not required under G.S.:</b><br>Adoption by Agency on:   |   |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required                              |
| <b>9. REASON FOR ACTION</b>   |   |
| <b>9A. What prompted this action? Check all that apply:</b><br><div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency<br/> <input type="checkbox"/> Court order / cite:<br/> <input type="checkbox"/> Federal statute / cite:<br/> <input type="checkbox"/> Federal regulation / cite:                 </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly<br/>                     Cite Session Law:<br/> <input type="checkbox"/> Petition for rule-making<br/> <input checked="" type="checkbox"/> Other: N.C.G.S. 150B-21.3A                 </div> </div> |   |
| <b>9B. Explain: This rule was readopted pursuant to N.C.G.S. 150B-21.3A as a part of the Periodic Review and Expiration of Existing Rules process without substantive changes.</b>  |   |
| <b>10. Rulemaking Coordinator:</b> Wanda R. Nicholson<br><br>Phone: 919-654-6914<br>E-Mail: <a href="mailto:ncmftlb@nc.rr.com">ncmftlb@nc.rr.com</a><br><br>Additional agency contact, if any: Ruby Bullard<br>Phone: 910-988-4675<br>E-Mail: <a href="mailto:Rbullard1@nc.rr.com">Rbullard1@nc.rr.com</a>  | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><div style="text-align: center; font-family: cursive;">  </div> <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Wanda R. Nicholson<br>Title: Rulemaking Coordinator |
| <b>RRC AND OAH USE ONLY</b>   |   |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |   |

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3/15/19

# SUBMISSION FOR PERMANENT RULE

ORIGINAL

1. Rule-Making Agency: NORTH CAROLINA MARRIAGE AND FAMILY THERAPY LICENSURE BOARD

2. Rule citation & name (name not required for repeal): 21 NCAC 31 .0801 LICENSED MARRIAGE AND FAMILY THERAPY ASSOCIATE CREDENTIALS REQUIRED

3. Action:  
 ADOPTION  AMENDMENT  REPEAL  READOPTIOIN  REPEAL through READOPTIOIN

4. Rule exempt from RRC review?  
 Yes. Cite authority:  
 No

5. Rule automatically subject to legislative review?  
 Yes. Cite authority:  
 No

6. Notice for Proposed Rule:  
 Notice Required  
Notice of Text published on: March 1, 2018  
Link to Agency notice: <https://www.ncmftb.org>  
Hearing on: N/A  
Adoption by Agency on: May 8, 2018  
 Notice not required under G.S.:  
Adoption by Agency on:

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7. Rule establishes or increases a fee? (See G.S. 12-3.1)  
 Yes  
Agency submitted request for consultation on:  
Consultation not required. Cite authority:  
 No


8. Fiscal impact. Check all that apply.  
 This Rule was part of a combined analysis.  
 State funds affected  
 Local funds affected  
 Substantial economic impact (≥\$1,000,000)  
 Approved by OSBM  
 No fiscal note required

### 9. REASON FOR ACTION

9A. What prompted this action? Check all that apply:  
 Agency  
 Court order / cite:  
 Federal statute / cite:  
 Federal regulation / cite:  
 Legislation enacted by the General Assembly  
Cite Session Law:  
 Petition for rule-making  
 Other: N.C.G.S. 150B-21.3A

9B. Explain: This rule was readopted pursuant to N.C.G.S. 150B-21.3A as a part of the Periodic Review and Expiration of Existing Rules process without substantive changes.

10. Rulemaking Coordinator: Wanda R. Nicholson  
Phone: 919-654-6914  
E-Mail: [ncmftb@nc.rr.com](mailto:ncmftb@nc.rr.com)  
Additional agency contact, if any: Ruby Bullard  
Phone: 910-988-4675  
E-Mail: [Rbullard1@nc.rr.com](mailto:Rbullard1@nc.rr.com)


11. Signature of Agency Head\* or Rule-making Coordinator:  
  
\*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  
Typed Name: Wanda R. Nicholson  
Title: Rulemaking Coordinator

### RRC AND OAH USE ONLY

Action taken:  
 RRC extended period of review:  
 RRC determined substantial changes:  
 Withdrawn by agency  
 Subject to Legislative Review  
 Other:

# SUBMISSION FOR PERMANENT RULE

3/15/19  
**ORIGINAL**

|  |  |
|--|--|
| <b>1. Rule-Making Agency:</b> NORTH CAROLINA MARRIAGE AND FAMILY THERAPY LICENSURE BOARD   |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b> 21 NCAC 31 .0802 LICENSED MARRIAGE AND FAMILY THERAPY ASSOCIATE   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input checked="" type="checkbox"/> READoption <input type="checkbox"/> REPEAL through READoption  |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: March 1, 2018<br>Link to Agency notice: <a href="https://www.ncmft.org">https://www.ncmft.org</a><br>Hearing on: N/A<br>Adoption by Agency on: May 8, 2018<br><input type="checkbox"/> <b>Notice not required under G.S.:</b><br>Adoption by Agency on:  |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No  | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>  |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input type="checkbox"/> Petition for rule-making<br><input checked="" type="checkbox"/> Other: N.C.G.S. 150B-21.3A |  |
| <b>9B. Explain: This rule was readopted pursuant to N.C.G.S. 150B-21.3A as a part of the Periodic Review and Expiration of Existing Rules process without substantive changes.</b>   |  |
| <b>10. Rulemaking Coordinator:</b> Wanda R. Nicholson<br><br>Phone: 919-654-6914<br>E-Mail: <a href="mailto:ncmftlb@nc.rr.com">ncmftlb@nc.rr.com</a><br><br>Additional agency contact, if any: Ruby Bullard<br>Phone: 910-988-4675<br>E-Mail: <a href="mailto:Rbullard1@nc.rr.com">Rbullard1@nc.rr.com</a>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br><br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br>Typed Name: Wanda R. Nicholson<br>Title: Rulemaking Coordinator                                  |
| <b>RRC AND OAH USE ONLY</b>  |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:   |  |

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# SUBMISSION FOR PERMANENT RULE

3/15/19

ORIGINAL

**1. Rule-Making Agency:** NORTH CAROLINA MARRIAGE AND FAMILY THERAPY LICENSURE BOARD

**2. Rule citation & name (name not required for repeal):** 21 NCAC 31 .1001 FEES

**3. Action:**  
 ADOPTION    AMENDMENT    REPEAL    READOPTIOIN    REPEAL through READOPTIOIN

**4. Rule exempt from RRC review?**  
 Yes. Cite authority:  
 No

**5. Rule automatically subject to legislative review?**  
 Yes. Cite authority:  
 No

**6. Notice for Proposed Rule:**  
 **Notice Required**  
 Notice of Text published on: March 1, 2018  
 Link to Agency notice: <https://www.ncmft.org>  
 Hearing on: N/A  
 Adoption by Agency on: May 8, 2018  
 Notice not required under G.S.:  
 Adoption by Agency on:

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 2019 MAR 15 AM 11:27  
 FILED

**7. Rule establishes or increases a fee? (See G.S. 12-3.1)**  
 Yes  
 Agency submitted request for consultation on:  
 Consultation not required. Cite authority:  
 No

**8. Fiscal impact. Check all that apply.**  
 This Rule was part of a combined analysis.  
 State funds affected  
 Local funds affected  
 Substantial economic impact (≥\$1,000,000)  
 Approved by OSBM  
 No fiscal note required

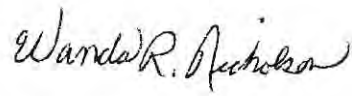
### 9. REASON FOR ACTION

**9A. What prompted this action? Check all that apply:**

- |   |  |
|---|--|
| <input checked="" type="checkbox"/> Agency          | <input type="checkbox"/> Legislation enacted by the General Assembly |
| <input type="checkbox"/> Court order / cite:        | Cite Session Law:  |
| <input type="checkbox"/> Federal statute / cite:    | <input type="checkbox"/> Petition for rule-making                    |
| <input type="checkbox"/> Federal regulation / cite: | <input checked="" type="checkbox"/> Other: N.C.G.S. 150B-21.3A       |

**9B. Explain: This rule was readopted pursuant to N.C.G.S. 150B-21.3A as a part of the Periodic Review and Expiration of Existing Rules process without substantive changes.**

**10. Rulemaking Coordinator:** Wanda R. Nicholson  
  
**Phone:** 919-654-6914  
**E-Mail:** ncmftlb@nc.rr.com  
  
**Additional agency contact, if any:** Ruby Bullard  
**Phone:** 910-988-4675  
**E-Mail:** Rbullard1@nc.rr.com

**11. Signature of Agency Head\* or Rule-making Coordinator:**  
  


---

**\*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.**  
  
**Typed Name:** Wanda R. Nicholson  
**Title:** Rulemaking Coordinator

### RRC AND OAH USE ONLY

**Action taken:**

RRC extended period of review:  
 RRC determined substantial changes:  
 Withdrawn by agency  
 Subject to Legislative Review  
 Other:

3/15/19

SINAL

# SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NORTH CAROLINA MARRIAGE AND FAMILY THERAPY LICENSURE BOARD

2. Rule citation & name (name not required for repeal): 21 NCAC 31 .1002 FUND SUSPENSION

3. Action:

ADOPTION  AMENDMENT  REPEAL  READOPTIOIN  REPEAL through READOPTIOIN

4. Rule exempt from RRC review?

Yes. Cite authority:  
 No

5. Rule automatically subject to legislative review?

Yes. Cite authority:  
 No

6. Notice for Proposed Rule:

Notice Required  
Notice of Text published on: March 1, 2018  
Link to Agency notice: <https://www.ncmft.org>  
Hearing on: N/A  
Adoption by Agency on: May 8, 2018  
 Notice not required under G.S.:  
Adoption by Agency on:

OFFICE OF ADMIN. HEARINGS  
2019 MAR 15 AM 1:27  
FILED

7. Rule establishes or increases a fee? (See G.S. 12-3.1)

Yes  
Agency submitted request for consultation on:  
Consultation not required. Cite authority:  
 No

8. Fiscal impact. Check all that apply.

This Rule was part of a combined analysis.  
 State funds affected  
 Local funds affected  
 Substantial economic impact (≥\$1,000,000)  
 Approved by OSBM  
 No fiscal note required

### 9. REASON FOR ACTION

9A. What prompted this action? Check all that apply:

Agency  
 Court order / cite:  
 Federal statute / cite:  
 Federal regulation / cite:  
 Legislation enacted by the General Assembly  
Cite Session Law:  
 Petition for rule-making  
 Other: N.C.G.S. 150B-21.3A

9B. Explain: This rule was readopted pursuant to N.C.G.S. 150B-21.3A as a part of the Periodic Review and Expiration of Existing Rules process without substantive changes.

10. Rulemaking Coordinator: Wanda R. Nicholson

Phone: 919-654-6914  
E-Mail: ncmftlb@nc.rr.com

Additional agency contact, if any: Ruby Bullard  
Phone: 910-988-4675  
E-Mail: Rbullard1@nc.rr.com

11. Signature of Agency Head\* or Rule-making Coordinator:



\*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.

Typed Name: Wanda R. Nicholson  
Title: Rulemaking Coordinator

### RRC AND OAH USE ONLY

Action taken:

RRC extended period of review:  
 RRC determined substantial changes:  
 Withdrawn by agency  
 Subject to Legislative Review  
 Other:

# SUBMISSION FOR PERMANENT RULE ORIGINAL

1. Rule-Making Agency: NC BOARD OF PHYSICAL THERAPY EXAMINERS

2. Rule citation & name (name not required for repeal): 21 NCAC 48F .0102 FEES

3. Action:  
 ADOPTION  AMENDMENT  REPEAL  READOPTIOIN  REPEAL through READOPTIOIN

4. Rule exempt from RRC review?  
 Yes. Cite authority:  
 No

5. Rule automatically subject to legislative review?  
 Yes. Cite authority:  
 No

6. Notice for Proposed Rule:  
 Notice Required  
Notice of Text published on: October 15, 2018  
Link to Agency notice: <https://www.ncptboard.org/>  
Hearing on: December 5, 2018  
Adoption by Agency on: March 13, 2019  
 Notice not required under G.S.:  
Adoption by Agency on:

OFFICE OF ADMIN HEARINGS  
2019 MAR 15 AM 11:25  
FILED

7. Rule establishes or increases a fee? (See G.S. 12-3.1)  
 Yes  
Agency submitted request for consultation on:  
Consultation not required. Cite authority:  
 No

8. Fiscal impact. Check all that apply.  
 This Rule was part of a combined analysis.  
 State funds affected  
 Local funds affected  
 Substantial economic impact (≥\$1,000,000)  
 Approved by OSBM  
 No fiscal note required

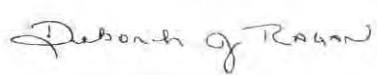
### 9. REASON FOR ACTION

9A. What prompted this action? Check all that apply:  
 Agency  
 Court order / cite:  
 Federal statute / cite:  
 Federal regulation / cite:

Legislation enacted by the General Assembly  
Cite Session Law:  
 Petition for rule-making  
 Other: N.C.G.S. 150B-21.3A

9B. Explain: This rule was readopted pursuant to N.C.G.S. 150B-21.3A as a part of the Periodic Review and Expiration of Existing Rules process. This rule establishes the fees that the Board charges pursuant to statutory authority in the North Carolina Physical Therapy Practice Act.

10. Rulemaking Coordinator: Deborah J. Ragan, PT, DPT  
  
Phone: 919-490-6393  
E-Mail: Dragan@ncptboard.org  
  
Additional agency contact, if any: Same as above  
Phone: Same as above  
E-Mail: Same as above

11. Signature of Agency Head\* or Rule-making Coordinator:  
  
  
  
\*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  
  
Typed Name: Deborah J. Ragan, PT, DPT  
Title: Rulemaking Coordinator

### RRC AND OAH USE ONLY

Action taken:  
 RRC extended period of review:  
 RRC determined substantial changes:  
 Withdrawn by agency  
 Subject to Legislative Review  
 Other:

3/15/19

ORIGINAL

# SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC BOARD OF PHYSICAL THERAPY EXAMINERS

2. Rule citation & name (name not required for repeal): 21 NCAC 48F .0103 INVESTIGATIONS

3. Action:  
 ADOPTION  AMENDMENT  REPEAL  READOPTIOIN  REPEAL through READOPTIOIN

4. Rule exempt from RRC review?  
 Yes. Cite authority:  
 No

5. Rule automatically subject to legislative review?  
 Yes. Cite authority:  
 No

6. Notice for Proposed Rule:  
 Notice Required  
Notice of Text published on: October 15, 2018  
Link to Agency notice: <https://www.ncptboard.org/>  
Hearing on: December 5, 2018  
Adoption by Agency on: March 13, 2019  
 Notice not required under G.S.:  
Adoption by Agency on:

OFFICE OF ADMIN HEARINGS  
2019 MAR 15 AM 11:25  
FILED

7. Rule establishes or increases a fee? (See G.S. 12-3.1)  
 Yes  
Agency submitted request for consultation on:  
Consultation not required. Cite authority:  
 No

8. Fiscal impact. Check all that apply.  
 This Rule was part of a combined analysis.  
 State funds affected  
 Local funds affected  
 Substantial economic impact (≥\$1,000,000)  
 Approved by OSBM  
 No fiscal note required

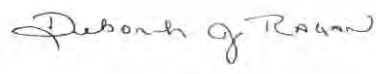
### 9. REASON FOR ACTION

9A. What prompted this action? Check all that apply:  
 Agency  
 Court order / cite:  
 Federal statute / cite:  
 Federal regulation / cite:

Legislation enacted by the General Assembly  
Cite Session Law:  
 Petition for rule-making  
 Other: N.C.G.S. 150B-21.3A

9B. Explain: This rule was readopted pursuant to N.C.G.S. 150B-21.3A as a part of the Periodic Review and Expiration of Existing Rules process. This rule explains how to submit a complaint for alleged violations of the NC Physical Therapy Practice Act.

10. Rulemaking Coordinator: Deborah J. Ragan, PT, DPT  
Phone: 919-490-6393  
E-Mail: Dragan@ncptboard.org  
Additional agency contact, if any: Same as above  
Phone: Same as above  
E-Mail: Same as above

11. Signature of Agency Head\* or Rule-making Coordinator:  
  
\*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  
Typed Name: Deborah J. Ragan, PT, DPT  
Title: Rulemaking Coordinator

### RRC AND OAH USE ONLY

Action taken:  
 RRC extended period of review:  
 RRC determined substantial changes:  
 Withdrawn by agency  
 Subject to Legislative Review  
 Other:

3/15/19

# SUBMISSION FOR PERMANENT RULE ORIGINAL

1. Rule-Making Agency: NC BOARD OF PHYSICAL THERAPY EXAMINERS

2. Rule citation & name (name not required for repeal): 21 NCAC 48G .0504 COMPLAINTS AND INVESTIGATIONS

3. Action:  
 ADOPTION  AMENDMENT  REPEAL  READOPTIOIN  REPEAL through READOPTIOIN

4. Rule exempt from RRC review?  
 Yes. Cite authority:  
 No

5. Rule automatically subject to legislative review?  
 Yes. Cite authority:  
 No

6. Notice for Proposed Rule:  
 Notice Required  
Notice of Text published on: October 15, 2018  
Link to Agency notice: <https://www.ncptboard.org/>  
Hearing on: December 5, 2018  
Adoption by Agency on: March 13, 2019  
 Notice not required under G.S.:  
Adoption by Agency on:

OFFICE OF ADMIN HEARINGS  
2019 MAR 15 AM 11:25  
FILED

7. Rule establishes or increases a fee? (See G.S. 12-3.1)  
 Yes  
Agency submitted request for consultation on:  
Consultation not required. Cite authority:  
 No

8. Fiscal impact. Check all that apply.  
 This Rule was part of a combined analysis.  
 State funds affected  
 Local funds affected  
 Substantial economic impact (≥\$1,000,000)  
 Approved by OSBM  
 No fiscal note required

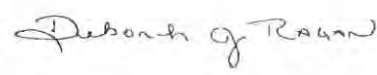
## 9. REASON FOR ACTION

9A. What prompted this action? Check all that apply:  
 Agency  
 Court order / cite:  
 Federal statute / cite:  
 Federal regulation / cite:

Legislation enacted by the General Assembly  
Cite Session Law:  
 Petition for rule-making  
 Other: N.C.G.S. 150B-21.3A

9B. Explain: This rule was readopted pursuant to N.C.G.S. 150B-21.3A as a part of the Periodic Review and Expiration of Existing Rules process. This rule explains what should be listed on a complaint that's submitted to the Board and it explains the investigative process.

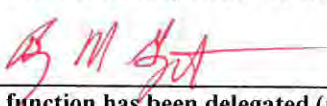
10. Rulemaking Coordinator: Deborah J. Ragan, PT, DPT  
  
Phone: 919-490-6393  
E-Mail: Dragan@ncptboard.org  
  
Additional agency contact, if any: Same as above  
Phone: Same as above  
E-Mail: Same as above

11. Signature of Agency Head\* or Rule-making Coordinator:  
  
  
  
\*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  
  
Typed Name: Deborah J. Ragan, PT, DPT  
Title: Rulemaking Coordinator

## RRC AND OAH USE ONLY

Action taken:  
 RRC extended period of review:  
 RRC determined substantial changes:  
 Withdrawn by agency  
 Subject to Legislative Review  
 Other:

# SUBMISSION FOR PERMANENT RULE

|   |  |
|---|--|
| <b>1. Rule-Making Agency:</b> NC Building Code Council  |  |
| <b>2. Rule citation &amp; name (name not required for repeal):</b><br>2017 NC Electrical Code 210.8 Ground-Fault Circuit-Interrupter Protection for Personnel. (180612 Item B-10)   |  |
| <b>3. Action:</b><br><input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL THROUGH READOPTION   |  |
| <b>4. Rule exempt from RRC review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>5. Rule automatically subject to legislative review?</b><br><input type="checkbox"/> Yes. Cite authority:<br><input checked="" type="checkbox"/> No   |
| <b>6. Notice for Proposed Rule:</b><br><input checked="" type="checkbox"/> <b>Notice Required</b><br>Notice of Text published on: August 15, 2018<br>Link to Agency notice: <a href="http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Meeting_Dates&amp;user=Building_Co">http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Meeting_Dates&amp;user=Building_Co</a><br>Hearing on: September 11, 2018<br>Adoption by Agency on: January 28, 2019<br><input type="checkbox"/> <b>Notice not required under G.S.:</b><br>Adoption by Agency on: |  |
| <b>7. Rule establishes or increases a fee? (See G.S. 12-3.1)</b><br><input type="checkbox"/> Yes<br>Agency submitted request for consultation on:<br>Consultation not required. Cite authority:<br><input checked="" type="checkbox"/> No   | <b>8. Fiscal impact. Check all that apply.</b><br><input type="checkbox"/> This Rule was part of a combined analysis.<br><input type="checkbox"/> State funds affected<br><input type="checkbox"/> Local funds affected<br><input type="checkbox"/> Substantial economic impact (≥\$1,000,000)<br><input type="checkbox"/> Approved by OSBM<br><input checked="" type="checkbox"/> No fiscal note required |
| <b>9. REASON FOR ACTION</b>   |  |
| <b>9A. What prompted this action? Check all that apply:</b><br><input checked="" type="checkbox"/> Agency<br><input type="checkbox"/> Court order / cite:<br><input type="checkbox"/> Federal statute / cite:<br><input type="checkbox"/> Federal regulation / cite:<br><input type="checkbox"/> Legislation enacted by the General Assembly<br>Cite Session Law:<br><input checked="" type="checkbox"/> Petition for rule-making<br><input type="checkbox"/> Other:  |  |
| <b>9B. Explain:</b><br>This purpose of this amendment is to add an exception to GFCL protection for garage doors and two small appliances in a garage.<br><br>The delayed effective date of this Rule is January 1, 2020.<br>The Statutory authority for Rule-making is G. S. 143-136; 143-138.   |  |
| <b>10. Rulemaking Coordinator:</b> Barry Gupton<br>Barry Gupton<br><b>Phone:</b> 919-647-0004<br><b>E-Mail:</b><br>barry.gupton@ncdoi.gov<br><b>Additional agency contact, if any:</b><br><br><b>Phone:</b><br><b>E-Mail:</b>   | <b>11. Signature of Agency Head* or Rule-making Coordinator:</b><br><br>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.<br><br><b>Typed Name:</b> Barry Gupton<br><b>Title:</b> Chief Code Consultant                                   |
| <b>RRC AND OAH USE ONLY</b>   |  |
| <b>Action taken:</b><br><input type="checkbox"/> RRC extended period of review:<br><input type="checkbox"/> RRC determined substantial changes:<br><input type="checkbox"/> Withdrawn by agency<br><input type="checkbox"/> Subject to Legislative Review<br><input type="checkbox"/> Other:  |  |

OFFICE OF ADMIN HEARINGS  
 2019 MAR 18 PM 4: 23





# SUBMISSION FOR PERMANENT RULE

FILED  
2019 MAR 18 PM 4:24  
OFFICE OF ADMIN HEARINGS

**1. Rule-Making Agency:** NC Building Code Council

**2. Rule citation & name (name not required for repeal):**  
2018 NC Fire Code 404.2.3 Lockdown plans. (180612 Item B-9)

**3. Action:**  
 ADOPTION     AMENDMENT     REPEAL     READOPTION     REPEAL THROUGH READOPTION

**4. Rule exempt from RRC review?**  
 Yes. Cite authority:  
 No

**5. Rule automatically subject to legislative review?**  
 Yes. Cite authority:  
 No

**6. Notice for Proposed Rule:**  
 **Notice Required**  
 Notice of Text published on: August 15, 2018  
 Link to Agency notice: [http://www.ncdoi.com/OSFM/Engineering\\_and\\_Codes/Default.aspx?field1=BCC\\_-\\_Meeting\\_Dates&user=Building\\_Co](http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Meeting_Dates&user=Building_Co)  
 Hearing on: September 11, 2018  
 Adoption by Agency on: January 28, 2019  
 **Notice not required under G.S.:**  
 Adoption by Agency on:

**7. Rule establishes or increases a fee? (See G.S. 12-3.1)**  
 Yes  
 Agency submitted request for consultation on:  
 Consultation not required. Cite authority:  
 No

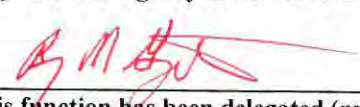
**8. Fiscal impact. Check all that apply.**  
 This Rule was part of a combined analysis.  
 State funds affected  
 Local funds affected  
 Substantial economic impact (≥\$1,000,000)  
 Approved by OSBM  
 No fiscal note required

**9. REASON FOR ACTION**

**9A. What prompted this action? Check all that apply:**  
 Agency  
 Court order / cite:  
 Federal statute / cite:  
 Federal regulation / cite:  
 Legislation enacted by the General Assembly  
 Cite Session Law:  
 Petition for rule-making  
 Other:

**9B. Explain:**  
 This purpose of this amendment is to adopt the 2018 IFC provisions that give more direction when formulating lockdown plans.  
 The effective date of this Rule is May 1, 2019.  
 The Statutory authority for Rule-making is G. S. 143-136; 143-138.

**10. Rulemaking Coordinator:** Barry Gupton  
 Barry Gupton  
**Phone:** 919-647-0004  
**E-Mail:**  
 barry.gupton@ncdoi.gov  
**Additional agency contact, if any:**  
  
**Phone:**  
**E-Mail:**

**11. Signature of Agency Head\* or Rule-making Coordinator:**  
  
 \_\_\_\_\_  
 \*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  
**Typed Name:** Barry Gupton  
**Title:** Chief Code Consultant

**RRC AND OAH USE ONLY**

**Action taken:**  
 RRC extended period of review:  
 RRC determined substantial changes:  
 Withdrawn by agency  
 Subject to Legislative Review  
 Other:



# SUBMISSION FOR PERMANENT RULE

FILED  
2019 MAR 18 PM 4: 25  
OFFICE OF ADMIN HEARINGS

**1. Rule-Making Agency:** NC Building Code Council

**2. Rule citation & name (name not required for repeal):**  
2018 NC Fuel Gas Code 311 Carbon Monoxide Alarms. (180612 Item B-7)

**3. Action:**  
 ADOPTION     AMENDMENT     REPEAL     READOPTION     REPEAL THROUGH READOPTION

**4. Rule exempt from RRC review?**  
 Yes. Cite authority:  
 No

**5. Rule automatically subject to legislative review?**  
 Yes. Cite authority:  
 No

**6. Notice for Proposed Rule:**  
 **Notice Required**  
 Notice of Text published on: August 15, 2018  
 Link to Agency notice: [http://www.ncdoi.com/OSFM/Engineering\\_and\\_Codes/Default.aspx?field1=BCC\\_-\\_Meeting\\_Dates&user=Building\\_Co](http://www.ncdoi.com/OSFM/Engineering_and_Codes/Default.aspx?field1=BCC_-_Meeting_Dates&user=Building_Co)  
 Hearing on: September 11, 2018  
 Adoption by Agency on: January 28, 2019  
 **Notice not required under G.S.:**  
 Adoption by Agency on:

**7. Rule establishes or increases a fee? (See G.S. 12-3.1)**  
 Yes  
 Agency submitted request for consultation on:  
 Consultation not required. Cite authority:  
 No

**8. Fiscal impact. Check all that apply.**  
 This Rule was part of a combined analysis.  
 State funds affected  
 Local funds affected  
 Substantial economic impact (≥\$1,000,000)  
 Approved by OSBM  
 No fiscal note required

**9. REASON FOR ACTION**

**9A. What prompted this action? Check all that apply:**  
 Agency  
 Court order / cite:  
 Federal statute / cite:  
 Federal regulation / cite:  
 Legislation enacted by the General Assembly  
 Cite Session Law:  
 Petition for rule-making  
 Other:

**9B. Explain:**  
 The purpose of this amendment is to respond to several recent Carbon Monoxide exposures in A-2 occupancies.  
 The delayed effective date of this Rule is January 1, 2020.  
 The Statutory authority for Rule-making is G. S. 143-136; 143-138.

**10. Rulemaking Coordinator:** Barry Gupton  
 Barry Gupton  
**Phone:** 919-647-0004  
**E-Mail:**  
 barry.gupton@ncdoi.gov  
**Additional agency contact, if any:**  
**Phone:**  
**E-Mail:**

**11. Signature of Agency Head\* or Rule-making Coordinator:**  
  
 \_\_\_\_\_  
 \*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  
**Typed Name:** Barry Gupton  
**Title:** Chief Code Consultant

**RRC AND OAH USE ONLY**

**Action taken:**  
 RRC extended period of review:  
 RRC determined substantial changes:  
 Withdrawn by agency  
 Subject to Legislative Review  
 Other:





