

**G.S. 150B-21.3A Report for 01 NCAC 30, STATE CONSTRUCTION**

Agency - Department of Administration

Comment Period - 02/07/2018 through 04/09/2018

Date Submitted to APO - Filled in by RRC staff

Subchapter	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Implements or Conforms to Federal Regulation [150B-21.3A(e)]	Federal Regulation Citation
SUBCHAPTER 30A - DIVISION OF STATE CONSTRUCTION	SECTION .0100 - GENERAL PROVISIONS	01 NCAC 30A .0101	SCOPE	Eff. February 27, 1979	Necessary without substantive public interest	No	
		01 NCAC 30A .0104	DECLARATORY RULING	Eff. February 27, 1979	Necessary without substantive public interest	No	
	SECTION .0200 - CONTRACTS AND BUDGET CONTROL OFFICE	01 NCAC 30A .0201	RESPONSIBILITIES	Eff. February 27, 1979	Necessary without substantive public interest	No	
		01 NCAC 30A .0205	FORM OF REQUESTS	Eff. February 27, 1979	Necessary without substantive public interest	No	
		01 NCAC 30A .0206	PREPARATION OF DESIGN CONTRACT	Amended Eff. July 1, 1988	Necessary without substantive public interest	No	
		01 NCAC 30A .0207	DESCRIPTION OF DESIGN CONTRACT	Eff. February 27, 1979	Necessary without substantive public interest	No	
		01 NCAC 30A .0208	PLANNING PROCEDURES	Eff. February 27, 1979	Unnecessary	No	
		01 NCAC 30A .0210	IMPLEMENT LIFE CYCLE COST: ENERGY CONSUMPTION ANALYSIS	Eff. February 27, 1979	Necessary without substantive public interest	No	
	SECTION .0300 - ARCHITECTURAL/ENGINEERING REVIEW OFFICE	01 NCAC 30A .0301	RESPONSIBILITIES	Amended Eff. May 1, 1990	Necessary without substantive public interest	No	
		01 NCAC 30A .0305	ADVERTISING FOR BIDS	Eff. February 27, 1979	Necessary without substantive public interest	No	

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		01 NCAC 30A .0306	BIDDING DOCUMENTS	Eff. February 27, 1979	Necessary without substantive public interest	No	
		01 NCAC 30A .0307	RECEIPT OF BIDS	Eff. February 27, 1979	Necessary without substantive public interest	No	
	<b>SECTION .0400 - CONSTRUCTION ADMINISTRATION OFFICE</b>	01 NCAC 30A .0401	RESPONSIBILITIES	Eff. February 27, 1979	Necessary without substantive public interest	No	
		01 NCAC 30A .0403	DESIGNER'S RESPONSIBILITIES	Eff. February 27, 1979	Necessary without substantive public interest	No	
		01 NCAC 30A .0404	CONTRACTOR DISPUTES	Eff. February 27, 1979	Unnecessary	No	
		01 NCAC 30A .0405	REVIEW BY DIVISION OF STATE CONSTRUCTION	Eff. February 27, 1979	Unnecessary	No	
		01 NCAC 30A .0406	REVIEW BY STATE CONSTRUCTION OFFICE FOR FIRE SAFETY REQUIREMENTS	Eff. March 1, 2004	Necessary without substantive public interest	No	
<b>SUBCHAPTER 30D - STATE BUILDING COMMISSION DESIGNER AND CONSULTANT SELECTION POLICY</b>	<b>SECTION .0100 - GENERAL PROVISIONS</b>	01 NCAC 30D .0101	AUTHORITY	Amended Eff. May 1, 1990	Necessary without substantive public interest	No	
		01 NCAC 30D .0102	POLICY	Amended Eff. May 1, 1990	Necessary without substantive public interest	No	

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		01 NCAC 30D .0103	DEFINITIONS	Amended Eff. June 1, 2005	Necessary without substantive public interest	No	
	<b>SECTION .0200 - PROJECT INFORMATION</b>	01 NCAC 30D .0201	PROJECT DESCRIPTION	Amended Eff. May 1, 1990	Necessary without substantive public interest	No	
		01 NCAC 30D .0202	PUBLIC ANNOUNCEMENT	Amended Eff. May 1, 1990	Necessary without substantive public interest	No	
	<b>SECTION .0300 - SELECTION OF DESIGNERS OR CONSULTANTS</b>	01 NCAC 30D .0301	DESIGNER OR CONSULTANT QUALIFICATIONS	Amended Eff. May 1, 1990	Necessary without substantive public interest	No	
		01 NCAC 30D .0302	PRE-SELECTION	Amended Eff. June 1, 2005	Necessary without substantive public interest	No	
		01 NCAC 30D .0303	SELECTING CRITERIA	Amended Eff. May 1, 1990	Necessary without substantive public interest	No	
		01 NCAC 30D .0304	DESIGNER OR CONSULTANT SELECTION FOR UNC SYSTEM PROJECTS	Amended Eff. May 1, 1990	Necessary without substantive public interest	No	
		01 NCAC 30D .0305	DESIGNER/CONSULTANT SELECTION FOR OTHER THAN UNC SYS PROJECTS	Eff. January 1, 1988	Necessary without substantive public interest	No	
		01 NCAC 30D .0306	CONTRACT NEGOTIATION	Amended Eff. May 1, 1990	Necessary without substantive public interest	No	

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SUBCHAPTER 30E - STATE BUILDING COMMISSION DESIGNER OR CONSULTANT EVALUATION PROCEDURES	SECTION .0100 - GENERAL PROVISIONS	01 NCAC 30E .0101	AUTHORITY	Amended Eff. May 1, 1990	Necessary without substantive public interest	No		
		01 NCAC 30E .0102	POLICY	Amended Eff. May 1, 1990	Necessary without substantive public interest	No		
		01 NCAC 30E .0103	DEFINITIONS	Amended Eff. May 1, 1990	Necessary without substantive public interest	No		
	SECTION .0200 - PROJECT INFORMATION	01 NCAC 30E .0201	PROJECT DESCRIPTION	Amended Eff. May 1, 1990	Necessary without substantive public interest	No		
		01 NCAC 30E .0202	DESIGN CONTRACT	Amended Eff. May 1, 1990	Necessary without substantive public interest	No		
	SECTION .0300 - EVALUATION OF DESIGNERS OR CONSULTANTS	01 NCAC 30E .0301	DESIGN PHASES	Amended Eff. May 1, 1990	Necessary without substantive public interest	No		
		01 NCAC 30E .0302	OVERALL JOB PERFORMANCE	Amended Eff. May 1, 1990	Necessary without substantive public interest	No		
			01 NCAC 30E .0303	POST OCCUPANCY EVALUATION	Eff. October 1, 1988	Necessary without substantive public interest	No	
			01 NCAC 30E .0304	INTERIM DESIGNER OR CONSULTANT EVALUATION	Amended Eff. May 1, 1990	Necessary without substantive public interest	No	

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		01 NCAC 30E .0305	SUBMISSION OF FINAL REPORT	Amended Eff. May 1, 1990	Necessary without substantive public interest	No	
		01 NCAC 30E .0306	REPORT COMPILATION	Amended Eff. May 1, 1990	Necessary without substantive public interest	No	
	<b>SECTION .0400 - POST-EVALUATION PROCEDURES</b>	01 NCAC 30E .0401	AWARDS PROGRAM	Eff. October 1, 1988	Necessary without substantive public interest	No	
		01 NCAC 30E .0402	APPEALS OF ASSIGNED EVALUATIONS	Amended Eff. May 1, 1990	Necessary without substantive public interest	No	
<b>SUBCHAPTER 30F - STATE BUILDING COMMISSION CONTRACTOR EVALUATION PROCEDURES</b>	<b>SECTION .0100 - GENERAL PROVISIONS</b>	01 NCAC 30F .0101	AUTHORITY	Eff. January 1, 1992	Necessary without substantive public interest	No	
		01 NCAC 30F .0102	POLICY	Eff. December 1, 1991	Necessary without substantive public interest	No	
		01 NCAC 30F .0103	DEFINITIONS	Eff. January 1, 1992	Necessary without substantive public interest	No	
	<b>SECTION .0200 - PROJECT AND CONTRACT INFORMATION</b>	01 NCAC 30F .0201	PROJECT DESCRIPTION	Eff. December 1, 1991	Necessary without substantive public interest	No	
		01 NCAC 30F .0202	PRE-BID CONFERENCES AND SITE REVIEWS	Eff. January 1, 1992	Necessary without substantive public interest	No	

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	<b>SECTION .0300 - EVALUATION OF CONTRACTORS</b>	01 NCAC 30F .0301	DEFINITIONS	Eff. January 1, 1992	Necessary without substantive public interest	No	
		01 NCAC 30F .0302	OVERALL JOB PERFORMANCE	Eff. January 1, 1992	Necessary without substantive public interest	No	
		01 NCAC 30F .0303	INTERIM CONTRACTOR EVALUATION	Eff. January 1, 1992	Necessary without substantive public interest	No	
		01 NCAC 30F .0304	SUBMISSION OF FINAL EVALUATION	Eff. December 1, 1991	Necessary without substantive public interest	No	
		01 NCAC 30F .0305	EVALUATION REVIEW	Amended Eff. April 1, 1999	Necessary without substantive public interest	No	
	<b>SECTION .0400 - POST-EVALUATION PROCEDURES</b>	01 NCAC 30F .0401	POST-OCCUPANCY EVALUATION	Eff. January 1, 1992	Necessary without substantive public interest	No	
		01 NCAC 30F .0402	AWARDS PROGRAM	Eff. December 1, 1991	Necessary without substantive public interest	No	
		01 NCAC 30F .0403	APPEALS OF ASSIGNED EVALUATIONS: DISQUALIFICATION FROM BIDDING	Eff. January 1, 1992	Necessary without substantive public interest	No	

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SUBCHAPTER 30G - STATE BUILDING COMMISSION PROCEDURES AND CRITERIA FOR AUTHORIZATION TO USE AN ALTERNATIVE CONTRACTING METHOD	SECTION .0100 - GENERAL PROVISIONS	01 NCAC 30G .0101	AUTHORITY	Eff. August 1, 1998	Necessary without substantive public interest	No	
		01 NCAC 30G .0102	POLICY	Eff. August 1, 1998	Necessary without substantive public interest	No	
		01 NCAC 30G .0103	DEFINITIONS	Eff. August 1, 1998	Necessary without substantive public interest	No	
		01 NCAC 30G .0104	GENERAL PROCEDURES	Eff. August 1, 1998	Necessary without substantive public interest	No	
		01 NCAC 30G .0105	CRITERIA FOR CONSIDERATION	Eff. August 1, 1998	Necessary without substantive public interest	No	
SUBCHAPTER 30h – MEDIATED SETTLEMENT CONFERENCES	SECTION .0100 – INITIATING MEDIATED SETTLEMENT CONFERENCES	01 NCAC 30H .0101	PURPOSE OF MANDATORY SETTLEMENT CONFERENCES	Eff. August 1, 2004	Necessary without substantive public interest	No	
		01 NCAC 30H .0102	INITIATING THE DISPUTE RESOLUTION PROCESS	Eff. August 1, 2004	Necessary without substantive public interest	No	
		01 NCAC 30H .0201	SELECTION OF MEDIATOR	Eff. August 1, 2004	Necessary without substantive public interest	No	

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		01 NCAC 30H .0202	MEDIATION AGREEMENT	Eff. August 1, 2004	Necessary without substantive public interest	No	
	<b>SECTION .0300 – THE MEDIATED SETTLEMENT CONFERENCE</b>	01 NCAC 30H .0301	WHERE CONFERENCE IS TO BE HELD	Eff. August 1, 2004	Necessary without substantive public interest	No	
		01 NCAC 30H .0302	WHEN CONFERENCE IS TO BE HELD	Eff. August 1, 2004	Necessary without substantive public interest	No	
	<b>SECTION .0400 – DUTIES OF PARTIES AND OTHER PARTICIPANTS IN FORMAL DISPUTE RESOLUTION PROCESS</b>	01 NCAC 30H .0401	ATTENDANCE	Eff. August 1, 2004	Necessary without substantive public interest	No	
		01 NCAC 30H .0402	FINALIZING AGREEMENT	Eff. August 1, 2004	Necessary without substantive public interest	No	
		01 NCAC 30H .0403	PAYMENT OF FEE	Eff. August 1, 2004	Necessary without substantive public interest	No	
		01 NCAC 30H .0404	FAILURE TO COMPENSATE MEDIATOR	Eff. August 1, 2004	Necessary without substantive public interest	No	
	<b>SECTION .0500 – AUTHORITY AND DUTIES OF MEDIATORS</b>	01 NCAC 30H .0501	AUTHORITY OF MEDIATOR	Eff. August 1, 2004	Necessary without substantive public interest	No	
		01 NCAC 30H .0502	DUTIES OF MEDIATOR	Eff. August 1, 2004	Necessary without substantive public interest	No	



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SUBCHAPTER 30I - MINORITY BUSINESS PARTICIPATION GOAL	SECTION .0100 - GOOD FAITH EFFORTS	01 NCAC 30I .0101	POLICY	Eff. August 1, 2004	Necessary without substantive public interest	No	
		01 NCAC 30I .0102	POINT VALUES FOR GOOD FAITH EFFORTS UNDERTAKEN	Eff. August 1, 2004	Necessary without substantive public interest	No	
	SECTION .0300 – RECRUITMENT AND SELECTION OF MINORITY BUSINESSES FOR PARTICIPATION IN PUBLIC CONSTRUCTION CONTRACTS	01 NCAC 30I .0301	SCOPE	Eff. February 1, 2006	Necessary without substantive public interest	No	
		01 NCAC 30I .0302	DEFINITIONS	Eff. February 1, 2006	Necessary without substantive public interest	No	
		01 NCAC 30I .0303	ADJUSTMENTS TO GOAL	Eff. February 1, 2006	Necessary without substantive public interest	No	
		01 NCAC 30I .0304	OFFICE FOR HISTORICALLY UNDERUTILIZED BUSINESSES RESPONSIBILITIES	Eff. February 1, 2006	Necessary without substantive public interest	No	
		01 NCAC 30I .0305	STATE CONSTRUCTION OFFICE RESPONSIBILITIES	Eff. February 1, 2006	Necessary without substantive public interest	No	
		01 NCAC 30I .0306	OWNER REQUIREMENTS	Eff. February 1, 2006	Necessary without substantive public interest	No	

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		01 NCAC 30I .0307	DESIGNER REQUIREMENTS	Eff. February 1, 2006	Necessary without substantive public interest	No	
		01 NCAC 30I .0308	CONTRACTOR REQUIREMENTS	Eff. February 1, 2006	Necessary without substantive public interest	No	
		01 NCAC 30I .0309	MINORITY BUSINESS RESPONSIBILITIES	Eff. March 1, 2006	Necessary without substantive public interest	No	
		01 NCAC 30I .0310	DISPUTE PROCEDURES	Eff. February 1, 2006	Necessary without substantive public interest	No	
<b>SUBCHAPTER 30J - CONSTRUCTION MANAGER-AT-RISK SELECTION PROCEDURES</b>	<b>SECTION .0100 - GENERAL PROVISIONS</b>	01 NCAC 30J .0102	POLICY	Eff. March 1, 2004.	Necessary without substantive public interest	No	
		01 NCAC 30J .0103	DEFINITIONS	Eff. March 1, 2004	Necessary without substantive public interest	No	
		01 NCAC 30J .0201	PROJECT DESCRIPTION	Eff. March 1, 2004	Necessary without substantive public interest	No	
		01 NCAC 30J .0202	PUBLIC ANNOUNCEMENT	Eff. March 1, 2004	Necessary without substantive public interest	No	
	<b>SECTION .0300 - SELECTION OF CONSTRUCTION MANAGERS-AT-RISK</b>	01 NCAC 30J .0301	CONSTRUCTION MANAGER-AT-RISK QUALIFICATIONS	Eff. March 1, 2004	Necessary without substantive public interest	No	

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		01 NCAC 30J .0302	PRE-SELECTION COMMITTEE	Eff. March 1, 2004	Necessary without substantive public interest	No	
		01 NCAC 30J .0303	SELECTING CRITERIA	Eff. March 1, 2004	Necessary without substantive public interest	No	
		01 NCAC 30J .0304	CONSTRUCTION MANAGER-AT-RISK SELECTION FOR UNC SYSTEM PROJECTS	Eff. March 1, 2004	Necessary without substantive public interest	No	
		01 NCAC 30J .0305	CONSTRUCTION MANAGER-AT-RISK SELECTION FOR OTHER THAN UNC SYSTEM PROJECTS	Eff. March 1, 2004	Necessary without substantive public interest	No	
		01 NCAC 30J .0306	CONTRACT NEGOTIATION	Eff. March 1, 2004	Necessary without substantive public interest	No	