

Burgos, Alexander N

From: Everett, Jennifer
Sent: Thursday, January 16, 2025 3:54 PM
To: Ascher, Seth M
Cc: Burgos, Alexander N; Vinson, Toby; Cole, Albert B; White, Sue
Subject: Re: 15A NCAC 02K - Proposed Readoption Schedule for RRC review

Sounds great, thank you!

From: Ascher, Seth M <seth.ascher@oah.nc.gov>
Sent: Thursday, January 16, 2025 3:21 PM
To: Everett, Jennifer <jennifer.everett@deq.nc.gov>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>; Vinson, Toby <toby.vinson@deq.nc.gov>; Cole, Albert B <brad.cole@deq.nc.gov>; White, Sue <sue.white@deq.nc.gov>
Subject: Fw: 15A NCAC 02K - Proposed Readoption Schedule for RRC review

Jennifer,

Thanks for your prompt and thorough response. Based on this information, I plan to recommend a readoption deadline of February 1st, 2027. For administrative purposes, we are setting all deadlines on the first of the month. Let me know if you have any questions or concerns about this.

Seth Ascher

Counsel to the North Carolina Rules Review Commission
Office of Administrative Hearings
(984) 236-1934

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From: Rules, Oah <oah.rules@oah.nc.gov>
Sent: Thursday, January 16, 2025 1:59 PM
To: Ascher, Seth M <seth.ascher@oah.nc.gov>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: FW: 15A NCAC 02K - Proposed Readoption Schedule for RRC review

From: Everett, Jennifer <jennifer.everett@deq.nc.gov>
Sent: Thursday, January 16, 2025 1:53 PM
To: Rules, Oah <oah.rules@oah.nc.gov>
Cc: Vinson, Toby <toby.vinson@deq.nc.gov>; Cole, Albert B <brad.cole@deq.nc.gov>; White, Sue <sue.white@deq.nc.gov>
Subject: 15A NCAC 02K - Proposed Readoption Schedule for RRC review

Good afternoon,

The Environmental Management Commission at its January 9, 2025, approved the following schedule and proposed readoption date of January 14, 2027, for 15A NCAC 02K.

Proposed timeline from the Environmental Management Commission for 15A NCAC 02K pursuant to 26 NCAC 05 .0212

- February - May 2025: Stakeholder consultations on draft rule language
- June - September 2025: Staff to complete proposed rule amendments
- October 2025 – January 2026: Staff to develop fiscal analysis and obtain OSBM approval
- March 2026: EMC’s Water Quality Committee to consider draft rules and fiscal analysis to proceed to the full EMC.
- May 2026: Full EMC to approve proposed rules and fiscal analysis to proceed to public comment and hearing
- Late May 2026: File Notice of Text to OAH for publication in NC Register
- Late June – Late August 2026: Public comment period
- September – November 2026: Staff to develop Hearing Officer’s Report (HOR)
- January 14, 2027: Environmental Management Commission to adopt the rules, approve the HOR including the fiscal analysis at its regularly scheduled meeting

Ready for RRC review. Thanks.

Jennifer Everett
DEQ Rulemaking Coordinator
N.C. Depart. Of Environmental Quality
Office of General Counsel
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Raleigh, NC 27699-1601
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<https://deq.nc.gov/permits-rules/rules-regulations/deq-proposed-rules>

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