

G.S. 150B-21.3A Report for 01 NCAC 25, ENVIRONMENTAL POLICY ACT												
Agency - Department of Administration												
Comment Period - July 29, 2025-September 27, 2025												
Date Submitted to APO - Filed 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]	Required to Implement or Conform to Federal Regulation [150B-21.3A(d1)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]	RRC Determination of Public Comments [150B-21.3A(c)(2)]	RRC Final Determination of Status of Rule for Report to APO [150B-21.3A(c)(2)]	OAH Next Steps
	SECTION .0100 - GENERAL PROVISIONS	01 NCAC 25 .0107	STATEMENT OF PURPOSE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0108	SCOPE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0200 - NCEPA ADMINISTRATION/ENVIRONMENTAL IMPACT	01 NCAC 25 .0209	ADMINISTRATION: OTHER AGENCIES' RESPONSIBILITIES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0210	COMPLIANCE WITH PROCEDURES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0211	STATE CLEARINGHOUSE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0212	ENVIRONMENTAL BULLETIN	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0213	ENVIRONMENTAL POLICY ACT ADVISORY COMMITTEE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0214	COMMENTING AGENCIES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0215	FUNDING OF ENVIRONMENTAL DOCUMENTS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0300 - MINIMUM CRITERIA	01 NCAC 25 .0301	MINIMUM CRITERIA	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0302	APPROVAL OF CRITERIA	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0303	REVISION OF CRITERIA	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0400 - COMPLIANCE	01 NCAC 25 .0401	METHOD OF COMPLIANCE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0402	DOCUMENT UNDER NEPA DEEMED ADEQUATE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0500 - ENVIRONMENTAL ASSESSMENT	01 NCAC 25 .0501	PURPOSE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0502	CONTENT	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0503	FORMAT	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0504	INTERNAL REVIEW	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		01 NCAC 25 .0505	CONTENT OF FONSI	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt

G.S. 150B-21.3A Report for 01 NCAC 25, ENVIRONMENTAL POLICY ACT												
Agency - Department of Administration												
Comment Period - July 29, 2025-September 27, 2025												
Date Submitted to APO - Filed 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]	Required to Implement or Conform to Federal Regulation [150B-21.3A(d1)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]	RRC Determination of Public Comments [150B-21.3A(c)(2)]	RRC Final Determination of Status of Rule for Report to APO [150B-21.3A(c)(2)]	OAH Next Steps
		01 NCAC 25 .0506	REVIEW PROCESS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
SECTION .0600 - ENVIRONMENTAL IMPACT STATEMENTS	01 NCAC 25 .0601	PURPOSE		Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	01 NCAC 25 .0602	SCOPING		Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	01 NCAC 25 .0603	FORMAT AND CONTENT		Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	01 NCAC 25 .0604	PUBLIC HEARING		Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	01 NCAC 25 .0605	REVIEW PROCESS		Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	01 NCAC 25 .0606	RECORD OF DECISION		Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
SECTION .0700 - PROCEDURE FOR RECONSIDERATION OF MINIMUM CRITERIA	01 NCAC 25 .0701	ACTIONS WHICH MAY BE RECONSIDERED		Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	01 NCAC 25 .0702	PROCEDURE FOR RECONSIDERATION		Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	01 NCAC 25 .0703	DECISION OF THE SECRETARY FINAL		Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	01 NCAC 25 .0704	RECONSIDERATION NOT A CONTESTED CASE		Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
SECTION .0800 - MAJOR DEVELOPMENT PROJECTS	01 NCAC 25 .0801	SCOPE		Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	01 NCAC 25 .0802	PROCESS		Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
SECTION .0900 - GOVERNOR'S REVIEW	01 NCAC 25 .0901	REVIEW BY GOVERNOR		Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt