

| G.S. 150B-21.3A Report for 19A NCAC 05, ADMINISTRATION |   |                    |  |   |  |   |                             |  |  |   |  |                     |
|--|---|--------------------|--|---|--|---|-----------------------------|--|--|---|--|---------------------|
| Agency - Department of Transportation                  |   |                    |  |   |  |   |                             |  |  |   |  |                     |
| Comment Period - November 15, 2024 – January 21, 2025  |   |                    |  |   |  |   |                             |  |  |   |  |                     |
| 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] | 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      |
| SUBCHAPTER 5B - FISCAL                                 | SECTION .0100 - ADMINISTRATION                | 19A NCAC 05B .0101 | FISCAL SECTION OPERATIONS                        | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 24, 2015. | Necessary                                | No  |                             | No   | Necessary  | No comments with merit                                  | Necessary and must be readopted  | Agency must readopt |
|  |   | 19A NCAC 05B .0104 | FORM OF REMITTANCE                               | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 24, 2015. | Necessary                                | No  |                             | No   | Necessary  | No comments with merit                                  | Necessary and must be readopted  | Agency must readopt |
|  | SECTION .0200 - AUDITS OF CONTRACTING PARTIES | 19A NCAC 05B .0201 | PRE-AWARD AUDIT: FINANCIAL CAPABILITIES          | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 24, 2015. | Necessary                                | No  |                             | No   | Necessary  | No comments with merit                                  | Necessary and must be readopted  | Agency must readopt |
|  |   | 19A NCAC 05B .0202 | PRE-AWARD AUDIT: ACCOUNTING SYSTEM               | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 24, 2015. | Necessary                                | No  |                             | No   | Necessary  | No comments with merit                                  | Necessary and must be readopted  | Agency must readopt |
|  |   | 19A NCAC 05B .0203 | PRE-AWARD AUDIT: PROPOSED COSTS                  | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 24, 2015. | Necessary                                | No  |                             | No   | Necessary  | No comments with merit                                  | Necessary and must be readopted  | Agency must readopt |
|  |   | 19A NCAC 05B .0204 | DESK OR FIELD AUDIT                              | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 24, 2015. | Necessary                                | No  |                             | No   | Necessary  | No comments with merit                                  | Necessary and must be readopted  | Agency must readopt |
|  |   | 19A NCAC 05B .0209 | DEFINITIONS                                      | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 24, 2015. | Necessary                                | No  |                             | No   | Necessary  | No comments with merit                                  | Necessary and must be readopted  | Agency must readopt |
|  | SECTION .0300 - ADOPTION OF FEDERAL POLICIES  | 19A NCAC 05B .0301 | ADOPTION OF FEDERAL CONTRACT GUIDELINES          | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 24, 2015. | Necessary                                | Yes<br>If yes, include the citation to the federal law                  | 23 CFR 172, 40 USC 1101     | No   | Necessary  | No comments with merit                                  | Necessary and must be readopted  | Agency must readopt |
|  | SECTION .0500 - BLANKET ORDERING              | 19A NCAC 05C .0501 | PURPOSE  | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 24, 2015. | Necessary                                | No  |                             | No   | Necessary  | No comments with merit                                  | Necessary and must be readopted  | Agency must readopt |
|  |   | 19A NCAC 05C .0502 | NEGOTIATION PROCEDURE                            | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 24, 2015. | Necessary                                | No  |                             | No   | Necessary  | No comments with merit                                  | Necessary and must be readopted  | Agency must readopt |
|  |   | 19A NCAC 05C .0503 | INVOICING  | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 24, 2015. | Necessary                                | No  |                             | No   | Necessary  | No comments with merit                                  | Necessary and must be readopted  | Agency must readopt |
|  | SECTION .0600 - SHIPPING INSTRUCTIONS         | 19A NCAC 05C .0601 | MARKINGS AND LABELS                              | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 24, 2015. | Necessary                                | No  |                             | No   | Necessary  | No comments with merit                                  | Necessary and must be readopted  | Agency must readopt |
|  |   | 19A NCAC 05C .0602 | SHIPMENT STATES SPECIFICS                        | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 24, 2015. | Necessary                                | No  |                             | No   | Necessary  | No comments with merit                                  | Necessary and must be readopted  | Agency must readopt |
|  |   | 19A NCAC 05C .0603 | PACKING SLIPS: BILL OF LADING: SHIPPING MANIFEST | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 24, 2015. | Necessary                                | No  |                             | No   | Necessary  | No comments with merit                                  | Necessary and must be readopted  | Agency must readopt |
|  | SECTION .0700 - INVOICING PROCEDURE           | 19A NCAC 05C .0701 | INVOICE REQUIREMENTS                             | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 24, 2015. | Necessary                                | No  |                             | No   | Necessary  | No comments with merit                                  | Necessary and must be readopted  | Agency must readopt |
|  |   | 19A NCAC 05C .0702 | COMPUTED DISCOUNTS                               | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 24, 2015. | Necessary                                | No  |                             | No   | Necessary  | No comments with merit                                  | Necessary and must be readopted  | Agency must readopt |
|  |   | 19A NCAC 05C .0703 | REMITTANCE: REPORT CONTINGENCY                   | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 24, 2015. | Necessary                                | No  |                             | No   | Necessary  | No comments with merit                                  | Necessary and must be readopted  | Agency must readopt |
| SUBCHAPTER 5D - GOVERNOR'S HIGHWAY SAFETY PROGRAM      | SECTION .0200 - PROGRAM DEVELOPMENT           | 19A NCAC 05D .0201 | APPLICATION FOR HIGHWAY SAFETY PROJECT CONTRACT  | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 24, 2015. | Necessary                                | Yes<br>If yes, include the citation to the federal law                  | 23 CFR 1200.4 (c)           | No   | Necessary  | No comments with merit                                  | Necessary and must be readopted  | Agency must readopt |
|  |   | 19A NCAC 05D .0205 | QUARTERLY PROGRESS REPORTS                       | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 24, 2015. | Necessary                                | Yes<br>If yes, include the citation to the federal law                  | 23 CFR 1200.4 (c)           | No   | Necessary  | No comments with merit                                  | Necessary and must be readopted  | Agency must readopt |

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| 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      |
|  |  | 19A NCAC 05D .0207 | ON SITE PROJECT REPORT                                  | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 24, 2015. | Necessary                                | Yes<br>If yes, include the citation to the federal law                  | 23 CFR 1200.4 (c)               | No   | Necessary  | No comments with merit                                  | Necessary and must be readopted  | Agency must readopt |
|  |  | 19A NCAC 05D .0208 | FINAL ACCOMPLISHMENT REPORT                             | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 24, 2015. | Necessary                                | Yes<br>If yes, include the citation to the federal law                  | 23 CFR 1200.4 (c)               | No   | Necessary  | No comments with merit                                  | Necessary and must be readopted  | Agency must readopt |
|  |  | 19A NCAC 05D .0211 | AVAILABILITY OF GOVERNOR'S HIGHWAY SAFETY PROGRAM FORMS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 24, 2015. | Necessary                                | Yes<br>If yes, include the citation to the federal law                  | 23 CFR 1200.4 (c)               | No   | Necessary  | No comments with merit                                  | Necessary and must be readopted  | Agency must readopt |
|  | SECTION .0300 - REIMBURSEMENT CLAIM PROCEDURES | 19A NCAC 05D .0301 | CLAIM FOR REIMBURSEMENT                                 | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 24, 2015. | Necessary                                | Yes<br>If yes, include the citation to the federal law                  | 23 CFR 1200.4 (c)               | No   | Necessary  | No comments with merit                                  | Necessary and must be readopted  | Agency must readopt |
|  |  | 19A NCAC 05D .0302 | SUPPORTIVE CLAIM  | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 24, 2015. | Necessary                                | Yes<br>If yes, include the citation to the federal law                  | 23 CFR 1200.4 (c), 49 CFR 18.20 | No   | Necessary  | No comments with merit                                  | Necessary and must be readopted  | Agency must readopt |
|  |  | 19A NCAC 05D .0303 | REQUEST FOR REIMBURSEMENT AUDIT                         | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 24, 2015. | Necessary                                | Yes<br>If yes, include the citation to the federal law                  | 23 CFR 1200.4 (c), 49 CFR 18.20 | No   | Necessary  | No comments with merit                                  | Necessary and must be readopted  | Agency must readopt |
|  | SECTION .0400 - NONEXPENDABLE EQUIPMENT        | 19A NCAC 05D .0402 | NONEXPENDABLE PROPERTY ACCOUNTABILITY RECORD            | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 24, 2015. | Necessary                                | Yes<br>If yes, include the citation to the federal law                  | 23 CFR 1200.4 (c), 49 CFR 18.32 | No   | Necessary  | No comments with merit                                  | Necessary and must be readopted  | Agency must readopt |
|  |  | 19A NCAC 05D .0403 | DISPOSITION OF NONEXPENDABLE EQUIPMENT                  | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 24, 2015. | Necessary                                | Yes<br>If yes, include the citation to the federal law                  | 23 CFR 1200.4 (c), 49 CFR 18.32 | No   | Necessary  | No comments with merit                                  | Necessary and must be readopted  | Agency must readopt |