

**G.S. 150B-21.3A Report for 19A NCAC Chapter 05, ADMINISTRATION**

Agency - Department of Transportation

Comment Period - March 9, 2015 - May 31, 2015

Date Submitted to APO - August 24, 2015

Subchapter or Blank	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(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 5A - AUTOMATED DATA PROCESSING		19A NCAC 05A .0101	AVAILABILITY OF VEHICLE REGISTRATION RECORDS	Eff. July 1, 1978	Unnecessary	No		Yes	Unnecessary	No comments with merit	Unnecessary and should expire on the first day of the month following the consultation	Rule expired - remove from Code
		19A NCAC 05A .0102	FEE SCHEDULE	Amended Eff. November 1, 1991	Unnecessary	No		No	Unnecessary	No comments with merit	Unnecessary and should expire on the first day of the month following the consultation	Rule expired - remove from Code
SUBCHAPTER 5B - FISCAL	SECTION .0100 - ADMINISTRATION	19A NCAC 05B .0101	FISCAL SECTION OPERATIONS	Amended Eff. April 1, 1995	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		19A NCAC 05B .0103	DAILY INTEREST FORMULA	Amended Eff. December 1, 1993	Unnecessary	No		No	Unnecessary	No comments with merit	Unnecessary and should expire on the first day of the month following the consultation	Rule expired - remove from Code
		19A NCAC 05B .0104	FORM OF REMITTANCE	Amended Eff. December 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
	SECTION .0200 - AUDITS OF CONTRACTING PARTIES	19A NCAC 05B .0201	PRE-AWARD AUDIT: FINANCIAL CAPABILITIES	Amended Eff. December 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		19A NCAC 05B .0202	PRE-AWARD AUDIT: ACCOUNTING SYSTEM	Amended Eff. December 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		19A NCAC 05B .0203	PRE-AWARD AUDIT: PROPOSED COSTS	Amended Eff. December 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		19A NCAC 05B .0204	DESK OR FIELD AUDIT	Amended Eff. December 1, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		19A NCAC 05B .0209	DEFINITIONS	Transferred and Recodified from 19A NCAC 5B .0102 Eff. May 1, 1994	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
	SECTION .0300 - ADOPTION OF FEDERAL POLICIES	19A NCAC 05B .0301	ADOPTION OF FEDERAL CONTRACT GUIDELINES	Amended Eff. December 1, 1993	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	23 CFR 172, 40 USC 1101	No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
SUBCHAPTER 5C - PURCHASING	SECTION .0500 - BLANKET ORDERING	19A NCAC 05C .0501	PURPOSE	Eff. July 1, 1978	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		19A NCAC 05C .0502	NEGOTIATION PROCEDURE	Amended Eff. December 29, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		19A NCAC 05C .0503	INVOICING	Amended Eff. December 29, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
	SECTION .0600 - SHIPPING INSTRUCTIONS	19A NCAC 05C .0601	MARKINGS AND LABELS	Amended Eff. December 29, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		19A NCAC 05C .0602	SHIPMENT STATES SPECIFICS	Amended Eff. December 29, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		19A NCAC 05C .0603	PACKING SLIPS: BILL OF LADING: SHIPPING MANIFEST	Amended Eff. December 29, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
	SECTION .0700 - INVOICING PROCEDURE	19A NCAC 05C .0701	INVOICE REQUIREMENTS	Amended Eff. December 29, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note

**G.S. 150B-21.3A Report for 19A NCAC Chapter 05, ADMINISTRATION**

Agency - Department of Transportation

Comment Period - March 9, 2015 - May 31, 2015

Date Submitted to APO - August 24, 2015

Subchapter or Blank	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(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 05C .0702	COMPUTED DISCOUNTS	Eff. July 1, 1978	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		19A NCAC 05C .0703	REMITTANCE: REPORT CONTINGENCY	Amended Eff. December 29, 1993	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
<b>SUBCHAPTER 5D - GOVERNOR'S HIGHWAY SAFETY PROGRAM</b>	<b>SECTION .0200 - PROGRAM DEVELOPMENT</b>	19A NCAC 05D .0201	APPLICATION FOR HIGHWAY SAFETY PROJECT CONTRACT	Transferred and Recodified from 19A NCAC 3H .0200 Eff. January 1, 1999	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	23 CFR 1200.4 (c)	No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		19A NCAC 05D .0204	APPLICATION FOR ENROLLMENT IN POLICE TRAINING COURSES	Transferred and Recodified from 19A NCAC 3H .0200 Eff. January 1, 1999	Unnecessary	No		No	Unnecessary	No comments with merit	Unnecessary and should expire on the first day of the month following the consultation	Rule expired - remove from Code
		19A NCAC 05D .0205	QUARTERLY PROGRESS REPORTS	Transferred and Recodified from 19A NCAC 3H .0200 Eff. January 1, 1999	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	23 CFR 1200.4 (c)	No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		19A NCAC 05D .0207	ON SITE PROJECT REPORT	Transferred and Recodified from 19A NCAC 3H .0200 Eff. January 1, 1999	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	23 CFR 1200.4 (c)	No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		19A NCAC 05D .0208	FINAL ACCOMPLISHMENT REPORT	Transferred and Recodified from 19A NCAC 3H .0200 Eff. January 1, 1999	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	23 CFR 1200.4 (c)	No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		19A NCAC 05D .0211	AVAILABILITY OF GOVERNOR'S HIGHWAY SAFETY PROGRAM FORMS	Transferred and Recodified from 19A NCAC 3H .0200 Eff. January 1, 1999	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	23 CFR 1200.4 (c)	No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
	<b>SECTION .0300 - REIMBURSEMENT CLAIM PROCEDURES</b>	19A NCAC 05D .0301	CLAIM FOR REIMBURSEMENT	Transferred and Recodified from 19A NCAC 3H .0300 Eff. January 1, 1999	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	23 CFR 1200.4 (c)	No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		19A NCAC 05D .0302	SUPPORTIVE CLAIM	Transferred and Recodified from 19A NCAC 3H .0300 Eff. January 1, 1999	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	23 CFR 1200.4 (c), 49 CFR 18.20	No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		19A NCAC 05D .0303	REQUEST FOR REIMBURSEMENT AUDIT	Transferred and Recodified from 19A NCAC 3H .0300 Eff. January 1, 1999	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	23 CFR 1200.4 (c), 49 CFR 18.20	No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
	<b>SECTION .0400 - NONEXPENDABLE EQUIPMENT</b>	19A NCAC 05D .0401	VERIFICATION OF ADHERENCE TO PURCHASING PROCEDURES	Transferred and Recodified from 19A NCAC 3H .0400 Eff. January 1, 1999	Unnecessary	No		No	Unnecessary	No comments with merit	Unnecessary and should expire on the first day of the month following the consultation	Rule expired - remove from Code
		19A NCAC 05D .0402	NONEXPENDABLE PROPERTY ACCOUNTABILITY RECORD	Transferred and Recodified from 19A NCAC 3H .0400 Eff. January 1, 1999	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	23 CFR 1200.4 (c), 49 CFR 18.32	No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		19A NCAC 05D .0403	DISPOSITION OF NONEXPENDABLE EQUIPMENT	Transferred and Recodified from 19A NCAC 3H .0400 Eff. January 1, 1999	Necessary without substantive public interest	Yes If yes, include the citation to the federal law	23 CFR 1200.4 (c), 49 CFR 18.32	No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		19A NCAC 05D .0404	STATUS OF NONEXPENDABLE EQUIPMENT	Transferred and Recodified from 19A NCAC 3H .0400 Eff. January 1, 1999	Unnecessary	No		No	Unnecessary	No comments with merit	Unnecessary and should expire on the first day of the month following the consultation	Rule expired - remove from Code

**DO NOT EDIT ANYTHING ON THIS SHEET**

1. Copy the header row and the first 2 rows below the header and then paste it into a new tab for each rule that gets a comment from the public.
2. Update the Rule and Name for each tab created.

Agency	Rule	Name	Type of Comment	Comment	Agency Response	RRC Staff Recommendation	RRC Determination [150B-21.3A(c)(2)]
<b>Copy all columns in this row to the right of this yellow cell and paste in new rows</b>			Select One			Select One	Select One
Department of Transportation	19A 05A .0101	Availability of Vehicle Registration Records	Public Coment as defined in G.S. 150B-21.3A(a)(5)	Agreed with the agencies determination of the rule and had a question about the rule.	We agree with the comment. We referred them to appropriate staff for the answer to the question.	Select One	Select One
	19A 05D .0504	Ambulance Vehicle Inspection	Other Statement	This question was pertainting to a repealed rule.	We directed the question to DMV for additional information about ambulance inspections.	Select One	Select One
			Other Statement	Received phone call asking how to find Federal Regulations on line.	Directed callers to the web sites for United States Code and Code of Federal Regulations	Select One	Select One

# North Carolina Department of Transportation

Unit Selection

## Message Details

### Comment Information

---

**Basic Comment Details**  
**From:** Tim Bradley      **Phone:**      **Email:** tim@ncsfa.com

---

**Response**

---

**Comment History** [Print](#)  
**Tracking Number:** C8C6OI57AE

**Sent By:** hlandi      **Date/Time:** 5/21/2015 9:11 AM  
**Comment:**  
Thank you for taking the time to comment on the classification of 19A NCAC 05A .0101.

Regarding your question concerning County Public Records Guidelines, I am referring your question to DMV staff.

Have a good day

**Sent By:** Tim Bradley      **Date/Time:** 5/20/2015 3:34 PM  
**Comment:**  
Company/Organization:  
Zip Code: 27302  
19A NCAC 05A .0101

Yes

Does this rule change or amend County Public Records Guidelines on the provision of taxing information on vehicles registered in a County?

North Carolina Department of Transportation

Unit Selection

Message Details

**Comment Information**

---

**Basic Comment Details**  
**From:** Tim Bradley                      **Phone:**                      **Email:** tim@ncsfa.com

---

**Response**

---

**Comment History** [Print](#)  
**Tracking Number:** EC6CLJ4UAO

**Sent By:** hlandi                                      **Date/Time:** 5/21/2015 9:25 AM  
**Comment:**  
Thank you for taking the time to comment on 19A NCAC 05D .0504.

Since the rule was repealed it is not included in the review,

Regarding your question concerning Ambulances, I am referring your question to DMV staff.

Have a good day

  

**Sent By:** Tim Bradley                                      **Date/Time:** 5/20/2015 3:38 PM  
**Comment:**  
Company/Organization:  
Zip Code: 27603  
Yes

19A NCAC 05D .0504

Does the repeal of this rule remove the requirement for inspection of Ambulances, or was this recodified to another section or transferred to another agency such as the Office of Emergency Medical Services?