

Burgos, Alexander N

Subject: FW: Feb 28 RRC meeting

From: Everett, Jennifer <jennifer.everett@deq.nc.gov>
Sent: Friday, February 23, 2024 11:29 AM
To: Ascher, Seth M <seth.ascher@oah.nc.gov>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: RE: Feb 28 RRC meeting

Thanks Seth!

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

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From: Ascher, Seth M <seth.ascher@oah.nc.gov>
Sent: Friday, February 23, 2024 10:58 AM
To: Everett, Jennifer <jennifer.everett@deq.nc.gov>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: RE: Feb 28 RRC meeting

Jennifer,

Short answer is yes.

Attached is the periodic review report I will be recommending to the Commission at the meeting on Wednesday, February 28, 2024, at 10:00 a.m. The meeting will be a hybrid of in-person and WebEx attendance, and an evite should be sent to you as we get close to the meeting. If there are any other representatives from your agency who want to attend virtually, let me know prior to the meeting, and we will get evites out to them as well.

Let me know if you have any questions.

Seth Ascher

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

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G.S. 150B-21.3A Report for 15A NCAC 05C, GEOPHYSICAL EXPLORATION											
Agency - Oil and Gas Commission											
Comment Period - November 2, 2023 – January 8, 2024											
Date Submitted to APO - Filled in by RRC staff											
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	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
	15A NCAC 05C .0101	DEFINITIONS	Amended Eff. April 1, 1990	Necessary	No		No	Necessary	RRC not required to review comment(s)	Necessary and must be readopted	Agency must readopt
	15A NCAC 05C .0102	SUPERVISION	Amended Eff. August 1, 2012 (see S.L. 2012-143, s.1.(f))	Unnecessary	No		No	Unnecessary	RRC not required to review comment(s)	Unnecessary and should expire on the first day of the month following the consultation	Rule expired - remove from Code
	15A NCAC 05C .0103	CORRESPONDENCE	Amended Eff. April 1, 1990	Necessary	No		No	Necessary	RRC not required to review comment(s)	Necessary and must be readopted	Agency must readopt
	15A NCAC 05C .0104	SITE REGULATION	Amended Eff. April 1, 1990	Necessary	No		No	Necessary	RRC not required to review comment(s)	Necessary and must be readopted	Agency must readopt
	15A NCAC 05C .0105	PERMIT REQUIRED	Readopted Eff. August 1, 1982	Necessary	No		No	Necessary	RRC not required to review comment(s)	Necessary and must be readopted	Agency must readopt
		PERMIT APPLICATION	Readopted Eff. August 1, 1982	Necessary	No		No	Necessary	RRC not required to review comment(s)	Necessary and must be readopted	Agency must readopt
	15A NCAC 05C .0107	PERMIT DURATION	Readopted Eff. August 1, 1982	Necessary	No		No	Necessary	RRC not required to review comment(s)	Necessary and must be readopted	Agency must readopt
	15A NCAC 05C .0108	GEOGRAPHIC LIMITS ON WORK	Readopted Eff. August 1, 1982	Necessary	No		No	Necessary	RRC not required to review comment(s)	Necessary and must be readopted	Agency must readopt
	15A NCAC 05C .0109	SEISMIC AGENTS	Readopted Eff. August 1, 1982	Necessary	No		No	Necessary	RRC not required to review comment(s)	Necessary and must be readopted	Agency must readopt
	15A NCAC 05C .0110	DAILY REPORT REQUIRED	Readopted Eff. August 1, 1982	Necessary	No		No	Necessary	RRC not required to review comment(s)	Necessary and must be readopted	Agency must readopt
	15A NCAC 05C .0111	NOTIFICATION	Readopted Eff. August 1, 1982	Necessary	No		No	Necessary	RRC not required to review comment(s)	Necessary and must be readopted	Agency must readopt
	15A NCAC 05C .0112	SIZE OF EXPLOSIVE CHARGES	Readopted Eff. August 1, 1982	Necessary	No		No	Necessary	RRC not required to review comment(s)	Necessary and must be readopted	Agency must readopt
	15A NCAC 05C .0113	PLACING OF CHARGES	Readopted Eff. August 1, 1982	Necessary	No		No	Necessary	RRC not required to review comment(s)	Necessary and must be readopted	Agency must readopt
	15A NCAC 05C .0114	CURRITUCK SPECIAL	Readopted Eff. August 1, 1982	Unnecessary	No		No	Unnecessary	RRC not required to review comment(s)	Unnecessary and should expire on the first day of the month following the consultation	Rule expired - remove from Code
	15A NCAC 05C .0115	REMOVAL	Readopted Eff. August 1, 1982	Necessary	No		No	Necessary	RRC not required to review comment(s)	Necessary and must be readopted	Agency must readopt
	15A NCAC 05C .0116	IDENTIFICATION	Readopted Eff. August 1, 1982	Necessary	No		No	Necessary	RRC not required to review comment(s)	Necessary and must be readopted	Agency must readopt
	15A NCAC 05C .0117	PIPES AND BUOYS	Readopted Eff. August 1, 1982	Necessary	No		No	Necessary	RRC not required to review comment(s)	Necessary and must be readopted	Agency must readopt
	15A NCAC 05C .0118	EXPLOSIVES	Readopted Eff. August 1, 1982	Necessary	No		No	Necessary	RRC not required to review comment(s)	Necessary and must be readopted	Agency must readopt
	15A NCAC 05C .0119	SHOOTING	Readopted Eff. August 1, 1982	Necessary	No		No	Necessary	RRC not required to review comment(s)	Necessary and must be readopted	Agency must readopt
	15A NCAC 05C .0120	MINIMUM DEPTHS	Readopted Eff. August 1, 1982	Necessary	No		No	Necessary	RRC not required to review comment(s)	Necessary and must be readopted	Agency must readopt
	15A NCAC 05C .0121	DETAILED PROVISIONS	Readopted Eff. August 1, 1982	Necessary	No		No	Necessary	RRC not required to review comment(s)	Necessary and must be readopted	Agency must readopt
	15A NCAC 05C .0123	POWERS OF SEISMIC AGENTS	Readopted Eff. August 1, 1982	Necessary	No		No	Necessary	RRC not required to review comment(s)	Necessary and must be readopted	Agency must readopt
	15A NCAC 05C .0124	DUTIES OF PARTY CHIEF	Readopted Eff. August 1, 1982	Necessary	No		No	Necessary	RRC not required to review comment(s)	Necessary and must be readopted	Agency must readopt
	15A NCAC 05C .0125	RELEASE FROM THESE REGULATIONS	Readopted Eff. August 1, 1982	Necessary	No		No	Necessary	RRC not required to review comment(s)	Necessary and must be readopted	Agency must readopt
	15A NCAC 05C .0126	DUTIES OF OPERATORS	Readopted Eff. August 1, 1982	Necessary	No		No	Necessary	RRC not required to review comment(s)	Necessary and must be readopted	Agency must readopt

Burgos, Alexander N

Subject: FW: Feb 28 RRC meeting

From: Everett, Jennifer <jennifer.everett@deq.nc.gov>

Sent: Thursday, February 22, 2024 12:10 PM

To: Ascher, Seth M <seth.ascher@oah.nc.gov>

Subject: Feb 28 RRC meeting

Hi Seth,

Just checking if you will be recommending approval of the Periodic Report for 15A NCAC 05C – Oil and Gas Commission at next week’s meeting. The agency did not receive any public comments on these during the comment period.

Thanks.

Jennifer Everett
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<https://deq.nc.gov/permits-rules/rules-regulations/deq-proposed-rules>

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