## G.S. 150B-21.3A Report for 15A NCAC 02N, CRITERIA AND STANDARDS APPLICABLE TO UNDERGROUND STORAGE TANKS

Agency - Environmental Management Commission

omment Period - January 24, 2025 - April 1, 2025

te Submitted to APO - Filled in by RRC sta equired to Implement or Conform **RRC Final Determination of Status** Agency Determination [150B-Public Comment Received [150B-**Agency Determination Following** RRC Determination of Public **Date and Last Agency Action** to Federal Regulation [150B-**Federal Regulation Citation** of Rule for Report to APO [150B-Subchapter **Rule Name OAH Next Steps** on the Rule 21.3A(c)(1)a] 21.3A(c)(1)] Public Comment [150B-21.3A(c)(1)] Comments [150B-21.3A(c)(2) 21.3A(d1)1 21.3A(c)(2)] SUBCHAPTER 02N -SECTION .0100 -15A NCAC 02N .0101 GENERAL Pursuant to G.S. 150B-21.3A, rule RITERIA AND s necessary without substantive STANDARDS CONSIDERATIONS public interest Eff. March 6, 2018 No No comments with merit No Necessary Necessary and must be readopted Agency must readopt Necessary APPLICABLE TO UNDERGROUND STORAGE TANKS 15A NCAC 02N .0102 COPIES OF REFERENCED Pursuant to G.S. 150B-21.3A, rule FEDERAL REGULATIONS s necessary without substantive No comments with merit Necessary No Necessary and must be readopted Agency must readopt Necessary public interest Eff. March 6, 2018 15A NCAC 02N .0104 IDENTIFICATION OF TANKS Pursuant to G.S. 150B-21.3A, rule necessary without substantive Necessary Nο No Necessary No comments with merit Necessary and must be readopted Agency must readopt public interest Eff. March 6, 2018 SECTION .0200 -15A NCAC 02N .0201 APPLICABILITY Readopted Eff. January 1, 2021 PROGRAM SCOPE Necessary If yes, include the citation to the 40 CFR 280.10 Necessary No comments with merit Necessary and must be readopted Agency must readopt AND INTERIM federal law 15A NCAC 02N .0202 INSTALLATION Readopted Eff. January 1, 2021 Yes REQUIREMENTS FOR 40 CFR 280.11 Necessary If yes, include the citation to the Necessary No comments with merit Necessary and must be readopted Agency must readopt PARTIALLY EXCLUDED UST federal law CVCTEMC 15A NCAC 02N .0203 Readopted Eff. January 1, 2021 40 CFR 280.12 If yes, include the citation to the No No comments with merit Necessary Necessary Necessary and must be readopted Agency must readopt federal law SECTION .0300 - UST 15A NCAC 02N .0301 PERFORMANCE STANDARDS Readopted Eff. January 1, 2021 SYSTEMS: DESIGN, FOR UST SYSTEM CONSTRUCTION, INSTALLATIONS OR Yes REPLACEMENTS COMPLETED INSTALLATION, AND Necessary If yes, include the citation to the 40 CFR 280.20 No Necessary No comments with merit Necessary and must be readopted Agency must readopt AFTER DECEMBER 22, 1988 NOTIFICATION federal law AND BEFORE NOVEMBER 1, 2007 15A NCAC 02N .0302 UPGRADING OF EXISTING Readopted Eff. January 1, 2021 UST SYSTEMS AFTER If yes, include the citation to the 40 CFR 280.21 Necessary No Necessary No comments with merit Necessary and must be readopted Agency must readopt DECEMBER 22, 1998 AND BEFORE NOVEMBER 1, 2007 federal law 15A NCAC 02N .0303 NOTIFICATION Readopted Eff. January 1, 2021 REQUIREMENTS Necessary If yes, include the citation to the 40 CFR 280.22 No Necessary No comments with merit Necessary and must be readopted Agency must readopt federal law 15A NCAC 02N .0304 IMPLEMENTATION Readopted Eff. January 1, 2021 SCHEDULE FOR PERFORMANCE STANDARDS FOR NEW UST SYSTEMS AND Necessary No No Necessary No comments with merit Necessary and must be readopted Agency must readopt UPGRADING REQUIREMENTS FOR EXISTING UST SYSTEMS LOCATED IN AREAS DEFINED SECTION .0400 -15A NCAC 02N .0401 SPILL AND OVERFILL Readopted Eff. January 1, 2021 GENERAL CONTROL If yes, include the citation to the 40 CFR 280.30 Necessary Necessary No comments with merit Necessary and must be readopted Agency must readopt OPERATING federal law 15A NCAC 02N .0402 OPERATION AND Readopted Eff. January 1, 2021 MAINTENANCE OF If yes, include the citation to the 40 CFR 280.31 No Necessary No comments with merit Necessary and must be readopted Agency must readopt Necessary CORROSION PROTECTION federal law COMPATIBILITY 15A NCAC 02N .0403 Readopted Eff. January 1, 2021 If yes, include the citation to the 40 CF 280.32 No Necessary No comments with merit Necessary and must be readopted Agency must readopt Necessary federal law 15A NCAC 02N .0404 REPAIRS ALLOWED Readopted Eff. January 1, 2021 If yes, include the citation to the 40 CFR 280.33 No comments with merit Necessary Necessary Necessary and must be readopted Agency must readopt federal law 15A NCAC 02N .0405 REPORTING AND Readopted Eff. January 1, 2021 RECORDKEEPING Necessary If yes, include the citation to the 40 CFR 280.34 Necessary No comments with merit Necessary and must be readopted Agency must readopt federal law 15A NCAC 02N .0406 PERIODIC TESTING OF SPILL | Amended Eff. August 23, 2022 PREVENTION EQUIPMENT AND CONTAINMENT SUMPS USED FOR INTERSTITIAL If yes, include the citation to the 40 CFR 280.35 Necessary Necessary No comments with merit Necessary and must be readopted Agency must readopt MONITORING OF PIPING federal law AND PERIODIC INSPECTION OF OVERFILL PREVENTION EQUIPMENT

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Agency - Environmental Management Commission Comment Period - January 24, 2025 - April 1, 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
		15A NCAC 02N .0407	PERIODIC OPERATION AND MAINTENANCE WALKTHROUGH INSPECTIONS	Eff. June 1, 2017	Necessary	Yes If yes, include the citation to the federal law	40 CFR 280.36	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0500 - RELEASE DETECTION	15A NCAC 02N .0501	GENERAL REQUIREMENTS FOR ALL UST SYSTEMS	Readopted Eff. January 1, 2021	Necessary	Yes If yes, include the citation to the federal law	40 CFR 280.40	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02N .0502	REQUIREMENTS FOR PETROLEUM UST SYSTEMS	Readopted Eff. January 1, 2021	Necessary	Yes If yes, include the citation to the federal law	40 CFR 280.41	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02N .0503	REQUIREMENTS FOR HAZARDOUS SUBSTANCE UST SYSTEMS	Readopted Eff. January 1, 2021	Necessary	Yes If yes, include the citation to the federal law	40 CFR 280.42	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02N .0504	METHODS OF RELEASE DETECTION FOR TANKS	Readopted Eff. January 1, 2021	Necessary	Yes If yes, include the citation to the federal law	40 CFR 280.43	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02N .0505	METHODS OF RELEASE DETECTION FOR PIPING	Readopted Eff. January 1, 2021	Necessary	Yes If yes, include the citation to the federal law	40 CFR 280.44	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02N .0506	RELEASE DETECTION RECORDKEEPING	Readopted Eff. January 1, 2021	Necessary	Yes If yes, include the citation to the federal law	40 CFR 280.45	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0600 - RELEASE REPORTING, INVESTIGATION, AND CONFIRMATION	15A NCAC 02N .0601	REPORTING OF SUSPECTED RELEASES	Readopted Eff. January 1, 2021	Necessary	Yes If yes, include the citation to the federal law	40 CFR 280.50	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02N .0602	INVESTIGATION DUE TO OFF-SITE IMPACTS	Readopted Eff. January 1, 2021	Necessary	Yes If yes, include the citation to the federal law	40 CFR 280.51	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02N .0603	RELEASE INVESTIGATION AND CONFIRMATION STEPS	Readopted Eff. January 1, 2021	Necessary	Yes If yes, include the citation to the federal law	40 CFR 280.52	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02N .0604	REPORTING AND CLEANUP OF SPILLS AND OVERFILLS	Readopted Eff. January 1, 2021	Necessary	Yes If yes, include the citation to the federal law	40 CFR 280.53	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0700 - RELEASE RESPONSE AND CORRECTIVE ACTION FOR UST SYSTEMS CONTAINING PETROLEUM OR HAZARDOUS SUBSTANCES	15A NCAC 02N .0701	GENERAL	Readopted Eff. January 1, 2021	Necessary	Yes If yes, include the citation to the federal law	40 CFR 280.60	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	STIRSTANT ES	15A NCAC 02N .0702	INITIAL RESPONSE	Readopted Eff. January 1, 2021	Necessary	Yes If yes, include the citation to the federal law	40 CFR 280.61	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02N .0703	INITIAL ABATEMENT MEASURES AND SITE CHECK	Readopted Eff. January 1, 2021	Necessary	Yes If yes, include the citation to the federal law	40 CFR 280.62	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02N .0704	INITIAL SITE CHARACTERIZATION	Readopted Eff. January 1, 2021	Necessary	Yes If yes, include the citation to the federal law	40 CFR 280.63	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02N .0705	FREE PRODUCT REMOVAL	Readopted Eff. January 1, 2021	Necessary	Yes If yes, include the citation to the federal law	40 CFR 280.64	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02N .0706	INVESTIGATIONS FOR SOIL AND GROUNDWATER CLEANUP	Readopted Eff. January 1, 2021	Necessary	Yes If yes, include the citation to the federal law	40 CFR 280.65	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02N .0707	CORRECTIVE ACTION PLAN	Readopted Eff. January 1, 2021	Necessary	Yes If yes, include the citation to the federal law	40 CFR 280.66	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02N .0708	PUBLIC PARTICIPATION	Readopted Eff. January 1, 2021	Necessary	Yes If yes, include the citation to the federal law	40 CFR 280.67	No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt

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