

G.S. 150B-21.3A Report for 04 NCAC 12, ENERGY

Agency - Department of Environmental Quality

Comment Period - February 23 - May 3, 2017

Date Submitted to APO - August 21, 2017

Subchapter	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
SUBCHAPTER 12C - ORGANIZATION	04 NCAC 12C .0101	LOCATIONS AND HOURS OF OPERATION	Made Permanent Eff. July 3, 1978	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
	04 NCAC 12C .0105	FORMS	Amended Eff. May 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
	04 NCAC 12C .0108	RESIDENTIAL CONSERVATION SERVICE PROGRAM	Amended Eff. March 1, 1983	Necessary with substantive public interest	Yes If yes, include the citation to the federal law	The Energy Policy and Conservation Act of 1975 (P.L. 94-163); The Energy Conservation and Production Act of 1976 (p.L. 94-385); The State Energy Efficiency Programs Improvement Act of 1990 (P.L. 101-440); and The Energy Policy Act (EPAAct) of 1992 (P.L. 102-486).	No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
	04 NCAC 12C .0109	SOLAR ENERGY AND ENERGY CONSERVATION BANK	Eff. January 1, 1984	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 12D - RULEMAKING AND ADMINISTRATIVE HEARINGS	04 NCAC 12D .0101	DELEGATION OF AUTHORITY FOR RULEMAKING HEARINGS	Made Permanent Eff. July 3, 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
	04 NCAC 12D .0102	PETITION FOR RULEMAKING HEARINGS	Made Permanent Eff. July 3, 1978	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
	04 NCAC 12D .0103	CONTENTS OF PETITION	Made Permanent Eff. July 3, 1978	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
	04 NCAC 12D .0104	DISPOSITION OF PETITIONS	Made Permanent Eff. July 3, 1978	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
	04 NCAC 12D .0105	TIMING OF NOTICE	Made Permanent Eff. July 3, 1978	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
	04 NCAC 12D .0106	NOTICE MAILING LIST	Made Permanent Eff. July 3, 1978	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
	04 NCAC 12D .0107	ADDITIONAL INFORMATION	Made Permanent Eff. July 3, 1978	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
	04 NCAC 12D .0108	REQUEST TO PARTICIPATE	Made Permanent Eff. July 3, 1978	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
	04 NCAC 12D .0109	CONTENTS OF REQUEST	Made Permanent Eff. July 3, 1978	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
	04 NCAC 12D .0110	RECEIPT OF REQUEST: SPECIFIC TIME LIMITS	Made Permanent Eff. July 3, 1978	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
	04 NCAC 12D .0111	WRITTEN SUBMISSIONS	Made Permanent Eff. July 3, 1978	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
	04 NCAC 12D .0112	PRESIDING OFFICER; POWERS AND DUTIES	Made Permanent Eff. July 3, 1978	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
	04 NCAC 12D .0113	STATEMENT OF REASONS FOR DECISION	Made Permanent Eff. July 3, 1978	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
	04 NCAC 12D .0114	RECORD OF PROCEEDINGS	Made Permanent Eff. July 3, 1978	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
	04 NCAC 12D .0115	SUBJECTS OF DECLARATORY RULINGS	Made Permanent Eff. July 3, 1978	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
		04 NCAC 12D .0116	SUBMISSION OF REQUEST FOR RULING	Made Permanent Eff. July 3, 1978	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted

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	04 NCAC 12D .0117	DISPOSITION OF REQUESTS	Made Permanent Eff. July 3, 1978	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
	04 NCAC 12D .0118	RECORD OF DECISION	Made Permanent Eff. July 3, 1978	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
	04 NCAC 12D .0119	DEFINITION	Made Permanent Eff. July 3, 1978	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
	04 NCAC 12D .0131	FINAL DECISIONS IN ADMINISTRATIVE HEARINGS	Made Permanent Eff. July 3, 1978	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 12E - ENERGY POLICY COUNCIL	04 NCAC 12E .0101	LOCATION	Made Permanent Eff. July 3, 1978	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
	04 NCAC 12E .0102	ORGANIZATION	Made Permanent Eff. July 3, 1978	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 12F - GOVERNOR'S SHOWCASE	04 NCAC 12F .0101	PURPOSE	Eff. December 1, 1981	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
	04 NCAC 12F .0102	IDENTIFYING STATE REGIONS	Eff. December 1, 1981	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
	04 NCAC 12F .0103	LOCAL AND REGIONAL COORDINATORS	Eff. December 1, 1981	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
	04 NCAC 12F .0104	IDENTIFYING EXISTING OR UNDER CONSTRUCTION HOMES	Eff. December 1, 1981	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
	04 NCAC 12F .0105	FILLING IN MISSING HOMES	Eff. December 1, 1981	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
	04 NCAC 12F .0106	TIMETABLE AND TRAINING FOR THE SHOWCASE	Eff. December 1, 1981	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
	04 NCAC 12F .0107	CARRYING OUT THE PROMOTIONAL CAMPAIGN AND SHOWCASE	Eff. December 1, 1981	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
	04 NCAC 12F .0108	FOLLOWING UP THE PROJECT	Eff. December 1, 1981	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