

## Information and Instructions for Making Technical Changes

This document is requesting technical changes from your agency for the rules pending Commission review.

If the technical corrections require you to rewrite and resubmit the rule, the rewritten rule is due on the date specified in this document.

In order to properly submit rewritten rules, please refer to the following rules in the NC Administrative Code:

- Rule 26 NCAC 02C .0108 – The Rule addresses general formatting.
- Rule 26 NCAC 02C .0404 – The Rule addresses changing the introductory statement.
- Rule 26 NCAC 02C .0405 – The Rule addresses properly formatting changes made after publication in the NC Register.

### Note the following general instructions:

1. You must submit three hard copies of the rewritten rule and one copy via email. The electronic copy must be saved as the official rule name (XX NCAC XXXX) and sent to [oah.rules@oah.nc.gov](mailto:oah.rules@oah.nc.gov).
2. For rules longer than one page, insert a page number.
3. Use line numbers; if the rule spans more than one page, have the line numbers reset at one for each page.
4. Do not use track changes. Make all changes using manual strikethroughs, underlines and highlighting.
5. You cannot change just one part of a word. For example:
  - Wrong: “aAssociation”
  - Right: “~~association~~ Association”
6. Treat punctuation as part of a word. For example:
  - Wrong: “day;; and”
  - Right: “~~day,~~ day, and”
7. Formatting instructions and examples may be found at:  
[www.ncoah.com/rules/examples.html](http://www.ncoah.com/rules/examples.html)

If you have any questions regarding proper formatting of technical changes after reviewing the rules and examples, please contact the reviewing attorney.

REQUEST FOR TECHNICAL CHANGE

AGENCY: Environmental Management Commission

RULE CITATION: 15A NCAC 02L .0501

**DEADLINE FOR RECEIPT: Thursday, December 10, 2015**

***NOTE WELL: This request when viewed on computer extends several pages. Please be sure you have reached the end of the document.***

The Rules Review Commission staff has completed its review of this rule prior to the Commission's next meeting. The Commission has not yet reviewed this rule and therefore there has not been a determination as to whether the rule will be approved. You may call this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

*Line 3, a new section title must be provided by the agency for codification*

**SECTION .0500 – RISK-BASED ASSESSMENT AND CORRECTIVE ACTION FOR PETROLEUM RELEASES FROM ABOVEGROUND STORAGE TANKS AND OTHER SOURCES**

*Lines 6 thru 8 appear to be redundant. Are both lines necessary?*

*Lines 9 thru 11, The concepts are slightly different.*

(1) protect human health and the environment;

*This line is not exclusive, it can include protection from sources other than waters of the state.*

(2) abate and control contamination of the waters of the State as deemed necessary to protect human health and the environment;

*This line specifically refers to the waters of the state.*

*Line 12, add a comma after “geology” Line 15 (Accepted)*

*Line 19, delete the term “Adopted” and add a period after “2016” Line 22 (Accepted) for all following history notes.*

*Line 21, update authority: remove 143-215.2 in all rules; add 143-215.84;143-215.104AA, in history notes for all rules except 0509 and 0510.*

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

REQUEST FOR TECHNICAL CHANGE

AGENCY: Environmental Management Commission

RULE CITATION: 15A NCAC 02L .0502

**DEADLINE FOR RECEIPT: Thursday, December 10, 2015**

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In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

*Line 4, clarify if these definitions are "in addition" to the definitions set forth in Rule .0102 by replacing the term "except that" with "and in addition" (Accepted)*

*Line 9, what is the stray quotation mark? Removed*

*Line 10, delete "but is not limited to,"*

*This language is taken from statute and was modified to omit the references that do not involve petroleum, it is not supposed to be limited. GS 143-215.77(4), replaced with "including"*

*Line 13, add a comma after "knowing" (Accepted)*

*Line 14, added "Non-UST" with definition reference. Corrected list numbers on lines 15, 17, 19, 22, 23, and 25.*

*Line 21, add the term "petroleum products" to the term being defined, as it is used in other rules Line 22 (Accepted)*

*Line 21, replace "is" with "means as" Line 22 (Accepted)*

*Line 22, delete the "or" after "escaping" Line 23 (Accepted)*

*Line 22, add a comma after "leaching" Line 23 (Accepted)*

*Line 23, delete "or" after "surface water" Line 24 See next*

*Line 23, add a comma after "surface"*

*Line 24, Surface cannot stand alone it is part of the phrase "surface or subsurface soils"*

*Line 24, replace "is" with "means"* **Line 25 (Accepted)**

*Line 28, delete the term "Adopted" and add a period after "2016"* **Line 30 (Accepted)**

**See authority update in .0501**

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

REQUEST FOR TECHNICAL CHANGE

AGENCY: Environmental Management Commission

RULE CITATION: 15A NCAC 02L .0503

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In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

*Lines 4, 5, and 7, the term "non-UST" is undefined. Replace with the defined term "AST" Replacing with AST omits the majority of the releases to be regulated, this issue is repeated in multiple rules, we are replacing where appropriate with "petroleum releases from aboveground storage tanks and other sources", Non-UST will be included in the definitions in 0502*

*Lines 6, 7, and 8, are both terms "discharge" and "release" necessary? The terms are defined. Can one term be used in this Rule? A discharge, as defined in NCGS 143-215.77, includes exemptions and is assigned as being "intentional, knowing, or willful" while a release, as defined in the proposed 15A NCAC 2L .0502(8,) is intended to capture spillage, leaks, etc. that are unintentional and unknown as well. Additionally, the dual nature of this terminology is used repeatedly in Article 21 of the General Statutes, such as in the authorizing legislation under 143-215.84 and 143-215.104AA, as well as frequently used in comparable discussions of leaking petroleum underground storage tanks under Part 2A of Article 21.*

*Line 7, replace the comma after "source" with a period. (Accepted)*

*Line 7, replace "including" with "This includes" (Accepted)*

*Line 8, replace "which" with "that" (Accepted)*

*Line 9, replace the semicolon after "thereto" with a period and capitalize the term "these" (Accepted)*

*Line 10, move the clause "as the responsible party" before "for purposes" (Accepted)*

*Line 13, delete the term "Adopted" and add a period after "2016" (Accepted)*

See authority update in .0501

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

REQUEST FOR TECHNICAL CHANGE

AGENCY: Environmental Management Commission

RULE CITATION: 15A NCAC 02L .0504

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In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

*Lines 6, page 2, lines 1 and 10, are both terms "discharge" and "release" necessary? The terms are defined. Can one term be used in this Rule? See discussion in .0503*

*Line 6, the term "non-UST" is undefined. Replace with the defined term "AST" See discussion in .0503*

*Line 7, add a comma after "explosion" (Accepted)*

*Line 8, clarify the starting point for the "within 24 hours." Is it discovery? Add "of discovery".*

*Line 12, flip the terms "vapor" and "explosion" to be consistent with Line 7 (Accepted)*

*Line 13, clarify where the report is being submitted or to whose attention Add "to the Department of Environmental Quality, UST Section, Regional Office Supervisor in accordance with 15A NCAC 02B .0309 and .0311"*

*Line 15, replace "which" with "that" Line 16 (Accepted)*

*Line 16, add the clause "no further action is necessary" before "if initial" Line 18 (Accepted) and rearrangement/rewording of Item 3 for clarity.*

*Line 17, replace "can" with "may"*

*See above*

*Line 17, replace the semicolon after "discovery" with a comma See above*

*Line 18, replace the semicolon after "groundwater" with a comma See above*

*Line 19, are the acronyms “TPH” and “MSCCS” known terms? Are they defined in another rule that should be cross-referenced?*

*Line 29 “Total Petroleum Hydrocarbon (TPH)” was replaced with actual identification of method and on line 29 “maximum soil contamination concentration values” replaces MSCCS.*

*Line 20, replace the semicolon after “lowest)” with a period Item rewritten*

*Line 20, delete the clause “no further action is necessary” (Accepted), see line 18*

*Lines 22 thru 24, consider the following re-write to clarify the process: Item rewritten*

If the abatement actions cannot be initiated within 48 hours of discovery or if soil concentrations remain above the Total Petroleum Hydrocarbon action level, the responsible party shall conduct activities in the subsequent items of this Rule;

*Line 27, delete the clause “but not necessarily limited to” Page 2, line 4 (Accepted)*

*Lines 28, 34, 35, and 36, begin the clauses with lowercase letters Page 2, lines 5, 11, 12, and 13 (Accepted)*

*Line 28, delete “but not limited to” Page 2, line 5 (Accepted)*

*Current page 2, line 6, change “form” to “from”*

*Page 2, line 1, clarify where the report is being submitted or to whose attention*

*Page 2, line 15 add “as required in Item (2) of this Rule”*

*Page 2, line 13, delete the term “Adopted” and add a period after “2016” Page 2, line 28 (Accepted)*

*See authority update in .0501*

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

REQUEST FOR TECHNICAL CHANGE

AGENCY: Environmental Management Commission

RULE CITATION: 15A NCAC 02L .0505

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*Line 4, clarify who is submitting the information and to who it is being submitted to for review. Is the submitter the responsible party? Is the reviewer the Division or the Department?*

*Line 7 "as required in Rule .0504 of this Section"*

*Lines 5, 7, 9, 11, 14, 16, 18, 21, page 2, lines 7, 9, and 14, are both terms "discharge" and "release" necessary? The terms are defined. Can one term be used in this Rule? See discussion in .0503*

*Line 5, clarify how the "greater time limit" is requested*

*Replace "or within such other greater time limit approved by the Department" with "except where an extension is requested by the responsible party prior to the deadline that demonstrates to the Department that the extension would not increase the risk posed by the release,"*

*Line 7, delete the comma after "include" Line 9 (Accepted)*

*Line 7, replace "at a minimum" with "the following" Line 9 (Accepted)*

*Line 9, add a comma after "waters" Line 11 (Accepted)*

*Lines 11 and 12, place the term "source area" in quotation marks to clarify that it is being defined Lines 18 and 20 (Accepted)*

*Line 11, the term "non-UST" is undefined. Replace with the defined term "AST" See discussion in .0503*

*Line 12, add a comma after "petroleum source" and delete the comma after "or" Line 20 (Accepted)*

Line 12, replace “is defined as” with “means” Line 20 (Accepted)

Line 14 thru 15, place the term “wellhead protection area” in quotation marks to clarify that it is being defined Lines 12, 23 (Accepted)

Line 15, incorporate 42 USC 300h-7 in accordance with [G.S. 150B-21.6](#)

Line 13, added “42 U.S.C. 300h-7(e) “Wellhead protection areas” defined, is incorporated by reference including subsequent amendments and editions. Copies may be obtained at no cost from the U.S. Government Bookstore’s website at <http://www.gpo.gov/fdsys/pkg/USCODE-2010-title42/html/USCODE-2010-title42-chap6A-subchapXII-partC-sec300h-7.htm>. The material is available for inspection at the Department of Environmental Quality, UST Section, 217 West Jones Street, Raleigh, NC 27603;”

Line 18, is “recharge” a known term? Is there a definition that could be cross-referenced? Line 26 Recharge is a commonly used term in discussing aquifers.

Lines 19, 24, 29, 37, and page 2, line 10, replace “which” with “that” Lines 27, 32, page 2, lines 13, 23, 33 (Accepted)

Line 22, replace the comma after “space” with a semicolon Line 30 (Accepted)

Line 22, replace the comma after “exposure” with a semicolon Line 30 (Accepted)

Line 23, add a comma after “safety” Line 31 (Accepted)

Lines 25 through 28, consider providing the items in a drop-down lettered list to clarify. Commas should be replaced with semicolons in the list format Line 33 (Accepted)

Lines 30 and 32, begin the clauses with lowercase letters Page 2, line 14, 17 (Accepted)

Line 31, replace the period with a semicolon Page 2, line 16 (Accepted)

Line 32, begin this Sub-item with the following clause:

Unless a greater or lesser number of monitoring wells is specified for a particular site by the Department,

Line 32, explain how the Department reaches a conclusion of a greater or lesser number, such as does a request have to be filed by the responsible party?

Page 2, line 17, in general the minimum number of monitoring wells need to determine groundwater flow direction is three wells.

In order to address this concern and to maintain the meaning and intent of this rule, the language of .0505(6)(b) is modified as follows:

(b) ~~Install~~ ~~install~~ ~~as many~~ monitoring wells constructed in accordance with ~~15A NCAC 02C 15A NCAC 02C .0108~~, within the area of maximum soil or groundwater contamination as needed to determine the groundwater flow direction and maximum concentrations of dissolved groundwater contaminants or accumulations of free ~~product~~, product. ~~to include~~

~~at a minimum three monitoring wells, unless a greater or lesser number are specified for a particular site by the Department;~~

*Line 32, delete “as many” Page 2, line 17 (Accepted)*

*Line 32, specify the rule being cross-referenced in 15A NCAC 02C  
Page 2, line 17 replace with 15A NCAC 02C .0108*

*Line 33, delete the clause “as needed” Page 2, line 18 (Accepted)*

*Line 36, delete all text after “wells” and replace the comma with a period  
Addressed in rewrite above.*

*Line 37, capitalize “during” Page 2, line 22 (Accepted)*

*Line 37, add “the responsible party shall” before “collect” Page 2, line 22 (Accepted)*

*Line 37, delete the comma after “samples” Page 2, line 23 (Accepted)*

*Line 37, delete “should” Page 2, line 23 (Accepted)*

*Page 2, line 10, replace “could” with “may” Page 2, line 33 (Accepted)*

*Page 2, line 12, clarify what is meant by “Paragraph” The information contained within this Rule is set forth as Items. Page 2, line 35 Replace with “Item”*

*Page 2, line 17, is the reference to “Division” correct? Other references are to the “Department” Page 3, line 3, Change to “Department”*

*Page 2, line 18, consider adding “the following” after “shall consider” and providing the remainder of the information in a drop-down lettered list to clarify. Commas should be replaced with semicolons in the list format Page 3, line 4, (Accepted)*

*Page 2, line 25, delete the term “Adopted” and add a period after “2016” Page 3, line 19 (Accepted)*

*See authority update in .0501*

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

REQUEST FOR TECHNICAL CHANGE

AGENCY: Environmental Management Commission

RULE CITATION: 15A NCAC 02L .0506

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In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

*Lines 3, 4, 5, 8, 10, 12, 13, 16, 19, 22, 28, 31, and page 2, line 8, are both terms "discharge" and "release" necessary? The terms are defined. Can one term be used in this Rule?*  
See discussion in .0503

*Line 4, add a comma after "risk" (Accepted)*

*Line 14 thru 15, what waters would not qualify under the clause as "potential for future use"? Is the intent to be that broad? Yes*

*Line 28, is "recharge" a known term? Is there a definition that could be cross-referenced?*  
Recharge is a commonly used term in discussing aquifers.

*Line 29, replace "which" with "that" (Accepted)*

*Line 29, what waters would not qualify under the clause "may be used"? Is the intent to be that broad? Yes*

*Line 32, incorporate 42 USC 300h-7 in accordance with [G.S. 150B-21.6](#)*  
Referred to in .0505

*Line 34, are "benzene" and "alkane" separate chemicals that should be separated by a comma instead of an "and"? Please clarify.*  
Alkane is part of the phrase "alkane and aromatic carbon fraction classes"

*Line 34, add a comma after "alkane" See above, comma added after benzene*

*Page 2, line 2, incorporate 40 CFR 141 in accordance with [G.S. 150B-21.6](#)*  
"as referenced in 15A NCAC 18C .1518 is hereby incorporated by reference including subsequent amendments and editions and is available free of charge at

[http://reports.oah.state.nc.us/ncac/title\\_15a\\_-\\_environmental\\_quality/chapter\\_18\\_-\\_environmental\\_health/subchapter\\_c/15a\\_ncac\\_18c\\_.1518.pdf.](http://reports.oah.state.nc.us/ncac/title_15a_-_environmental_quality/chapter_18_-_environmental_health/subchapter_c/15a_ncac_18c_.1518.pdf)”

*Page 2, line 5, add a comma after “assessment”* Page 2, line 9 (Accepted)

*Page 2, line 12, delete the term “Adopted” and add a period after “2016”* Page 2, line 16 (Accepted)

See authority update in .0501

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REQUEST FOR TECHNICAL CHANGE

AGENCY: Environmental Management Commission

RULE CITATION: 15A NCAC 02L .0507

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*Lines 5, 6, 9, 12, 13, 20, 24, 28, and page 2, line 11, are both terms "discharge" and "release" necessary? The terms are defined. Can one term be used in this Rule? See discussion in .0503*

*Lines 7, 28, and page 2, line 16, replace "which" with "that" Lines 7, 31, and page 2, line 23 (Accepted)*

*Line 7, replace "will" with "may" (Accepted)*

*Line 9, replace "might" with "may" (Accepted)*

*Line 10, replace "shall" with "may" (Accepted)*

*Line 10, delete the comma after "include" (Accepted)*

*Line 10, delete "but shall not be limited to," (Accepted)*

*Line 11, add a comma after "property" (Accepted)*

*Line 12, delete the clause beginning with "if such change..." as it appears to leave the notification requirement to the responsible party based upon their determination of the Department's classification. This level of discretion by the responsible party does not seem to be the intent of this Rule. (Accepted)*

*Line 14, add a comma after "(g)" Line 15 (Accepted)*

*Line 16, and page 2, line 14, are the terms "economically and technologically" based on a statutory standard? The terms appear ambiguous. Clarify the factors considered in*

*making this determination.* Line 18 and page 2 line 20 Add “as determined by the Department.”

*Line 19, is “plume” a known term? Is there a definition that could be cross-referenced?*  
Line 22, Plume is a commonly used term in discussing contaminant migration.

*Line 31, are “benzene” and “alkane” separate chemicals that should be separated by a comma instead of an “and”? Please clarify.* Line 34 Alkane is part of the phrase “alkane and aromatic carbon fraction classes”

*Line 31, add a comma after “alkane”* See above, comma added after benzene

*Line 33, incorporate 40 CFR 141 in accordance with [G.S. 150B-21.6](#). Incorporation in the prior Rule could apply to this entire Section, if specified.*

Line 36, “as referenced in 15A NCAC 18C .1518 is hereby incorporated by reference including subsequent amendments and editions and is available free of charge at [http://reports.oah.state.nc.us/ncac/title\\_15a\\_-\\_environmental\\_quality/chapter\\_18\\_-\\_environmental\\_health/subchapter\\_c/15a\\_ncac\\_18c\\_.1518.pdf](http://reports.oah.state.nc.us/ncac/title_15a_-_environmental_quality/chapter_18_-_environmental_health/subchapter_c/15a_ncac_18c_.1518.pdf).”

*Page 2, lines 7 thru 8, what is meant by “to the maximum extent possible”? The term appears ambiguous. Clarify the factors considered in making this determination.*

Page 1, line 19 and page 2, line 12 “natural attenuation shall be used to the maximum extent possible” replaced with “natural attenuation may be used when the benefits of its use shall not increase the risk to the environment and human health and shall not increase the costs of the corrective action.”

*Page 2, line 10, add a comma after “cleanup”* Page 2, line 16 (Accepted)

*Page 2, line 12, replace “will” with “shall”* Page 2, line 18 (Accepted)

*Page 2, line 20, delete the term “Adopted” and add a period after “2016”* Page 2, line 26 (Accepted)

See authority update in .0501

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

REQUEST FOR TECHNICAL CHANGE

AGENCY: Environmental Management Commission

RULE CITATION: 15A NCAC 02L .0508

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*Lines 5, 11, 12, 15, and 19, are both terms "discharge" and "release" necessary? The terms are defined. Can one term be used in this Rule? See discussion in .0503*

*Lines 7, 8, and 22, replace "industrial/commercial" with "industrial or commercial"  
It is not "industrial or commercial", it is "industrial/commercial maximum soil contaminant concentration". It is a single item, not two different items.*

*Line 11, replace "which" with "that" (Accepted)*

*Line 29, delete the term "Adopted" and add a period after "2016" (Accepted)*

*See authority update in .0501*

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

REQUEST FOR TECHNICAL CHANGE

AGENCY: Environmental Management Commission

RULE CITATION: 15A NCAC 02L .0509

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In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

*Lines 4 and 21, replace "which" with "that" Lines 4 and 28 (Accepted)*

*Lines 7 thru 10, and lines 23 thru 26, consider providing the items in a drop-down numbered list to clarify. Commas should be replaced with semicolons in the list format (Accepted)*

*Lines 14 and 27, specify the Department's time frame*

*Lines 20 and page 2 line 4 Sixty days is about the maximum time frame in common usage.*

*Lines 17 and 30, replace "prominently in a manner" with "in a prominent manner" Line 23 and page 2 line 7 (Accepted)*

*Line 20, are both terms "discharge" and "release" necessary? The terms are defined. Can one term be used in this Rule? See discussion in .0503*

*Line 35, delete the term "Adopted" and add a period after "2016" Page 2 line 12 (Accepted)*

*See authority update in .0501*

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

REQUEST FOR TECHNICAL CHANGE

AGENCY: Environmental Management Commission

RULE CITATION: 15A NCAC 02L .0510

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In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

*Line 4, the term "non-UST" is undefined. Replace with the defined term "AST" See discussion in .0503*

*Line 5, are both terms "discharge" and "release" necessary? The terms are defined. Can one term be used in this Rule? See discussion in .0503*

*Line 8, delete the term "Adopted" and add a period after "2016" (Accepted)*

*See authority update in .0501*

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

REQUEST FOR TECHNICAL CHANGE

AGENCY: Environmental Management Commission

RULE CITATION: 15A NCAC 02L .0511

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*Line 4, the term "non-UST" is undefined. Replace with the defined term "AST" See discussion in .0503*

*Line 8, delete the term "Adopted" and add a period after "2016" (Accepted)*

*See authority update in .0501*

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

REQUEST FOR TECHNICAL CHANGE

AGENCY: Environmental Management Commission

RULE CITATION: 15A NCAC 02L .0512

**DEADLINE FOR RECEIPT: Thursday, December 10, 2015**

***NOTE WELL: This request when viewed on computer extends several pages. Please be sure you have reached the end of the document.***

The Rules Review Commission staff has completed its review of this rule prior to the Commission's next meeting. The Commission has not yet reviewed this rule and therefore there has not been a determination as to whether the rule will be approved. You may call this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

*Line 4, the term "non-UST" is undefined. Replace with the defined term "AST" See discussion in .0503*

*Line 8, delete the term "Adopted" and add a period after "2016" (Accepted)*

*See authority update in .0501*

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

REQUEST FOR TECHNICAL CHANGE

AGENCY: Environmental Management Commission

RULE CITATION: 15A NCAC 02L .0513

**DEADLINE FOR RECEIPT: Thursday, December 10, 2015**

***NOTE WELL: This request when viewed on computer extends several pages. Please be sure you have reached the end of the document.***

The Rules Review Commission staff has completed its review of this rule prior to the Commission's next meeting. The Commission has not yet reviewed this rule and therefore there has not been a determination as to whether the rule will be approved. You may call this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

*Line 4, the term "non-UST" is undefined. Replace with the defined term "AST" See discussion in .0503*

*Line 8, delete the term "Adopted" and add a period after "2016" (Accepted)*

*See authority update in .0501*

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

REQUEST FOR TECHNICAL CHANGE

AGENCY: Environmental Management Commission

RULE CITATION: 15A NCAC 02L .0514

**DEADLINE FOR RECEIPT: Thursday, December 10, 2015**

***NOTE WELL: This request when viewed on computer extends several pages. Please be sure you have reached the end of the document.***

The Rules Review Commission staff has completed its review of this rule prior to the Commission's next meeting. The Commission has not yet reviewed this rule and therefore there has not been a determination as to whether the rule will be approved. You may call this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

*Lines 4 and 5, replace "are required to" with "shall" (Accepted)*

*Line 6, add a comma after "groundwater" (Accepted)*

*Line 9, delete the term "Adopted" and add a period after "2016" (Accepted)*

*See authority update in .0501*

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

REQUEST FOR TECHNICAL CHANGE

AGENCY: Environmental Management Commission

RULE CITATION: 15A NCAC 02L .0515

**DEADLINE FOR RECEIPT: Thursday, December 10, 2015**

***NOTE WELL: This request when viewed on computer extends several pages. Please be sure you have reached the end of the document.***

The Rules Review Commission staff has completed its review of this rule prior to the Commission's next meeting. The Commission has not yet reviewed this rule and therefore there has not been a determination as to whether the rule will be approved. You may call this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

*Line 5, the term "non-UST" is undefined. Replace with the defined term "AST" See discussion in .0503*

*Line 6, are both terms "discharge" and "release" necessary? The terms are defined. Can one term be used in this Rule? See discussion in .0503*

*Line 9, delete the term "Adopted" and add a period after "2016" (Accepted)*

*See authority update in .0501*

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.