

| G.S. 150B-21.3A Report for 15A NCAC 02K, DAM SAFETY | | | | | |
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| 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)] |
| SECTION .0100 GENERAL PROVISIONS | 15A NCAC 02K .0103 | PURPOSE | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017 | Necessary | No |
| | 15A NCAC 02K .0104 | DEFINITIONS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017 | Necessary | No |
| | 15A NCAC 02K .0105 | CLASSIFICATION OF DAMS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017 | Necessary | No |
| SECTION .0200 OBTAINING APPROVAL FOR DAM CONSTRUCTION: REPAIR:OR REMOVAL | 15A NCAC 02K .0201 | APPLICATIONS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017 | Necessary | No |
| | 15A NCAC 02K .0202 | CERTIFICATE OF APPROVAL | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017 | Necessary | No |
| | 15A NCAC 02K .0203 | PROFESSIONAL ENGINEER REQUIREMENTS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017 | Necessary | No |
| | 15A NCAC 02K .0204 | INVESTIGATIONS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017 | Necessary | No |
| | 15A NCAC 02K .0205 | SPILLWAY DESIGN | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017 | Necessary | No |
| | 15A NCAC 02K .0206 | CONDUITS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017 | Necessary | No |
| | 15A NCAC 02K .0207 | SEEPAGE CONTROL | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017 | Necessary | No |
| | 15A NCAC 02K .0208 | STRUCTURAL STABILITY AND SLOPE PROTECTION | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017 | Necessary | No |

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| | 15A NCAC 02K .0209 | DESIGN LIFE OF A DAM AND RESERVOIR | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017 | Necessary | No |
| | 15A NCAC 02K .0210 | SEDIMENT CONTROL | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017 | Necessary | No |
| | 15A NCAC 02K .0211 | WASTE TREATMENT AND MINE REFUSE DAMS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017 | Necessary | No |
| | 15A NCAC 02K .0212 | ADDITIONAL DESIGN REQUIREMENTS | Readopted Eff. December 1, 2018 | Necessary | No |
| | 15A NCAC 02K .0213 | CONSTRUCTION SCHEDULE | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017 | Necessary | No |
| | 15A NCAC 02K .0214 | PROPOSED CHANGES IN DESIGN | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017 | Necessary | No |
| | 15A NCAC 02K .0215 | AS BUILT PLANS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017 | Necessary | No |
| | 15A NCAC 02K .0216 | ENGINEER'S CERTIFICATION | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017 | Necessary | No |
| | 15A NCAC 02K .0217 | AUTHORITY FOR INSPECTION | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017 | Necessary | No |
| | 15A NCAC 02K .0219 | ACCEPTABLE DESIGN: PROCEDURES AND TECHNICAL REFERENCES | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017 | Necessary | No |
| | 15A NCAC 02K .0220 | GRANTING OF FINAL APPROVAL | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017 | Necessary | No |

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| | 15A NCAC 02K .0221 | DELEGATION OF AUTHORITY | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017 | Necessary | No |
| | 15A NCAC 02K .0222 | APPLICATION PROCESSING FEES | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017 | Necessary | No |
| | 15A NCAC 02K .0223 | DAM HEIGHT AND STORAGE DETERMINATION | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017 | Necessary | No |
| | 15A NCAC 02K .0224 | ADDITIONAL REQUIREMENTS FOR DAMS THAT IMPOUND COAL COMBUSTION RESIDUALS | Eff. January 1, 2019 | Necessary | No |
| SECTION .0300 INSPECTIONS: DAM SAFETY ORDERS | 15A NCAC 02K .0301 | INSPECTION BY THE DEPARTMENT | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017 | Necessary | No |
| | 15A NCAC 02K .0302 | DAM SAFETY ORDERS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017 | Necessary | No |
| SECTION .0500 - MINIMUM STREAM FLOWS TO MAINTAIN AQUATIC HABITAT | 15A NCAC 02K .0501 | DEFINITIONS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017 | Necessary | No |
| | 15A NCAC 02K .0502 | REQUIRED MINIMUM FLOW FOR DAMS (NOT SMALL HYDRO PROJECTS) | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017 | Necessary | No |
| | 15A NCAC 02K .0503 | REQUIRED MINIMUM FLOW FOR SMALL HYDROELECTRIC PROJECTS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017 | Necessary | No |
| | 15A NCAC 02K .0504 | MONITORING OF MINIMUM FLOW REQUIREMENTS | Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 23, 2017 | Necessary | No |