

Protocol and Logistics for Rule Review and Revision: 15A NCAC 18E Draft On-Site Wastewater Rule

Overview

The On-site Water Protection Branch (OSWP) is in the process of revising our on-site wastewater rules. This document provides logistical details for this effort including: enlistment of Stakeholder Groups to compile member comments; establishment of the Review and Comment Protocol; and projection of the timeline for the project.

Stakeholder Groups

The OSWP is engaging stakeholders to cooperatively revise the 15A NCAC 18A .1900 Rules. We identified the following groups of stakeholders to participate in the review and revision process:

Public sector regulatory:

- NCALHD
- NCEHSA
- Regional Environmental Health Supervisors
 - Eastern
 - Central
 - Western
- Regional Education Districts
 - NEEHD
 - SEEHD
 - CEHD
 - WPEHD
 - MEHD

Private sector professional:

- SSSNC
- PENC
- NCSTA
- Rule Review Stakeholder group (established through the I&E committee process but not an official entity)
- CSSC

Licensing/certification Board or Commission:

- NCBLSS
- NCBELS
- NCOWCICB
- WPCSOCC

Review and Comment Protocol

The timeline for this review is ambitious with a goal of submitting a completed draft to the Commission for Public Health at their August meeting. In order to meet this important deadline, we will follow this protocol:

1. After reaching consensus, Stakeholder groups whose members review the draft rules will submit their **collective** comments citing Section, Page and Line using the Rules Review Comments TEMPLATE. *Please note that discussions at the Stakeholder Group level are critical to this process. If groups reach*

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- consensus (to the fullest possible extent) on their set of comments, it will expedite the overall process.*
2. Comments that propose to remove language should include justification and/or suggested alternate language.
 3. After the review deadline passes, the Branch will compile all comments into a single spreadsheet with one of the following responses:
 - a. Agree and add to draft
 - b. Agree with modifications and add
 - c. Agree but determine that issue is better addressed in guidance instead of Rule
 - d. Reject with justification
 4. OSWP will submit the resulting final draft to the Commission for Public Health along with the required Economic Impact statement at their August meeting.

Review Timeline

- OSWP distributes draft and review template to stakeholders with instructions for review May 31, 2016.
- Each entity submits one (1) set of consensus comments to OSWP no later than June 28, 2016.
- OSWP compiles and reviews submitted comments and documents the response as described above.
- OSWP drafts fiscal note
- OSWP submits the draft rules at the Commission for Public Health August meeting.