

SUBCHAPTER 01J - STATE CLEAN WATER REVOLVING LOAN AND GRANT PROGRAM

Editor's Note: This Subchapter 01J of Title 15A of the North Carolina Administrative Code (T15A.01J); STATE CLEAN WATER REVOLVING LOAN AND GRANT PROGRAM; has been transferred and recodified from Subchapter 3L of Title 9 of the North Carolina Administrative Code (T09.03L), effective December 5, 1991.

SECTION .0100 - GENERAL PROVISIONS

15A NCAC 01J .0101 PURPOSE
15A NCAC 01J .0102 DEFINITIONS

History Note: Temporary Amendment Eff. March 8, 1994 for a period of 180 days or until the permanent rule becomes effective, whichever is sooner (Rule .0102);
Temporary Rule Eff. February 2, 1988 for a period of 180 days to expire on August 1, 1988 (Rule .0101);
ARRC Objection March 17, 1988;
Authority G.S. 159G-3; 159G-15;
Eff. August 1, 1988;
Amended Eff. July 1, 1994 (Rule .0102); July 1, 1992 (Rule .0102);
Temporary Amendment Eff. March 31, 1999;
Amended Eff. August 1, 2000;
Repealed Eff. September 1, 2006.

SECTION .0200 - ELIGIBILITY REQUIREMENTS

15A NCAC 01J .0201 ELIGIBLE PROJECT COSTS
15A NCAC 01J .0202 GRANTS FROM THE HIGH-UNIT COST ACCOUNTS
15A NCAC 01J .0203 GRANTS FROM THE GENERAL REVOLVING LOAN AND GRANT ACCOUNTS
15A NCAC 01J .0204 LOANS FROM THE EMERGENCY REVOLVING LOAN ACCOUNTS
15A NCAC 01J .0205 DETERMINATION OF ELIGIBILITY

History Note: Authority G.S. 159G-3(4); 159G-6(a)(2); 159G-6(b)(2); 159G-6(b)(3); 159G-6(c)(2); 159G-6(c)(3); 159G-15;
Temporary Amendment Eff. March 8, 1994 for a period of 180 days or until the permanent rule becomes effective, whichever is sooner (Rule .0201);
Temporary Rule Eff. February 2, 1988 for a period of 180 days to expire on August 1, 1988;
RRC Objection March 17, 1988;
Eff. August 1, 1988;
RRC Objection due to ambiguity Eff. June 18, 1992 (Rule .0204);
Temporary Amendment Eff. March 31, 1999 (Rule .0202);
Amended Eff. August 1, 2000 (Rule .0202); July 1, 1994 (Rule .0201); July 24, 1992 (Rule .0204);
Repealed Eff. September 1, 2006.

SECTION .0300 - APPLICATIONS

15A NCAC 01J .0301 APPLICATION FILING DEADLINES
15A NCAC 01J .0302 GENERAL PROVISIONS
15A NCAC 01J .0303 FILING OF REQUIRED SUPPLEMENTAL INFORMATION
15A NCAC 01J .0304 APPLICATIONS FOR EMERGENCY LOANS

History Note: Authority G.S. 159G-6(b)(3); 159G-6(c)(3); 159G-8; 159G-9; 159G-10; 159G-10(a); 159G-15;
Temporary Amendment Eff. March 8, 1994 for a period of 180 days or until the permanent rule becomes effective, whichever is sooner (Rules .0303 - .0304);
Temporary Rule Eff. February 2, 1988 for a period of 180 days to expire on August 1, 1988;

RRC Objection March 17, 1988;
Eff. August 1, 1988;
RRC Objection due to lack of clarity and conciseness in Paragraph (d) Eff. July 18, 1992 (Rule .0302);
Amended Eff. July 1, 1994 (Rules .0303 - .0304); July 24, 1992 (Rule .0302); July 1, 1992 (Rules .0301 and .0304);
Temporary Amendment Eff. September 24, 1999 (Rule .0301); March 31, 1999 (Rule .0302);
Temporary Amendment Expired on July 11, 2000;
Amended Eff. August 1, 2000 (Rule .0303); July 1, 1994 (Rule .0304); July 24, 1992 (Rule .0302);
July 1, 1992 (Rule .0302);
Repealed Eff. September 1, 2006.

SECTION .0400 - CRITERIA FOR EVALUATION OF ELIGIBLE APPLICATIONS

15A NCAC 01J .0401 GENERAL CRITERIA
15A NCAC 01J .0402 CRITERIA FOR PLANNING AND WATER CONSERVATION
15A NCAC 01J .0403 CRITERIA FOR GRANT INCREASES

History Note: Authority G.S. 159G-10; 159G-15;
Temporary Rule Eff. February 2, 1988 for a period of 180 days to expire on August 1, 1988;
Temporary Amendment Eff. March 8, 1994 for a period of 180 days or until the permanent rule becomes effective, whichever is sooner (Rule .0402);
RRC Objection March 17, 1988;
Eff. August 1, 1988;
Amended Eff. July 1, 1994 (Rule .0402); July 1, 1992 (.0401);
Temporary Amendment Eff. October 23, 1997 (Rules .0401 and .0402);
Amended Eff. August 1, 1998 (Rules .0401 and .0402);
Temporary Amendment Eff. March 31, 1999 (Rule .0402);
Amended Eff. August 1, 2000 (Rule .0402);
Repealed Eff. September 1, 2006.

SECTION .0500 - PRIORITY CRITERIA FOR WASTEWATER TREATMENT WORKS PROJECTS

15A NCAC 01J .0501 WATER POLLUTION CONTROL NEEDS

History Note: Filed as a Temporary Repeal Eff. March 8, 1994 for a period of 180 days or until the permanent rule becomes effective, whichever is sooner;
Filed as a Temporary Rule Eff. February 2, 1988 for a period of 180 days to expire on August 1, 1988;
ARRC Objection March 17, 1988;
Authority G.S. 159G-10; 159G-15;
Eff. August 1, 1988;
Repealed Eff. July 1, 1994.

15A NCAC 01J .0502 APPLICABLE CONDITIONS
15A NCAC 01J .0503 FINANCIAL NEED OF APPLICANT
15A NCAC 01J .0504 FISCAL RESPONSIBILITY OF THE APPLICANT
15A NCAC 01J .0505 PROPERTY ACQUISITION

History Note: Authority G.S. 159G-10; 159G-15;
Temporary Amendment Eff. March 8, 1994 for a period of 180 days or until the permanent rule becomes effective, whichever is sooner (Rules .0502, .0503, and .0505);
Temporary Rule Eff. February 2, 1988 for a period of 180 days to expire on August 1, 1988;
Eff. August 1, 1988;
Amended Eff. July 1, 1994 (Rules .0502, .0503, and .0505);

*Temporary Amendment Eff. March 31, 1999 (Rules .0502 and .0504);
Amended Eff. August 1, 2000 (Rule .0502 and .0504);
Repealed Eff. September 1, 2006.*

SECTION .0600 – PRIORITY CRITERIA FOR WASTEWATER COLLECTION SYSTEM PROJECTS

- 15A NCAC 01J .0601 PUBLIC NEED**
- 15A NCAC 01J .0602 PUBLIC HEALTH NEED**
- 15A NCAC 01J .0603 FINANCIAL NEED OF THE APPLICANT**
- 15A NCAC 01J .0604 FISCAL RESPONSIBILITY OF THE APPLICANT**

*History Note: Authority G.S. 159G-10; 159G-15;
Temporary Rule Eff. February 2, 1988 for a period of 180 days to expire on August 1, 1988;
Temporary Amendment Eff. March 8, 1994 for a period of 180 days or until the permanent rule becomes effective, whichever is sooner (Rules .0602 and .0603);
Eff. August 1, 1988;
Amended Eff. September 1, 1994 (Rule .0601); July 1, 1994 (Rules .0602 and .0603);
Temporary Amendment Eff. March 31, 1999 (Rules .0601 and .0604);
Amended Eff. August 1, 2000 (Rules .0601 and .0604);
Repealed Eff. September 1, 2006.*

15A NCAC 01J .0605 FINANCING OF THE PROJECT

*History Note: Filed as a Temporary Repeal Eff. March 8, 1994 for a period of 180 days or until the permanent rule becomes effective, whichever is sooner;
Filed as a Temporary Rule Eff. February 2, 1988 for a period of 180 days to expire on August 1, 1988;
ARRC Objection March 17, 1988;
Authority G.S. 159G-10; 159G-15;
Eff. August 1, 1988;
Repealed Eff. July 1, 1994.*

15A NCAC 01J .0606 PROPERTY ACQUISITION

*History Note: Authority G.S. 159G-10; 159G-15;
Temporary Amendment Eff. March 8, 1994 for a period of 180 days or until the permanent rule becomes effective, whichever is sooner;
Temporary Rule Eff. February 2, 1988 for a period of 180 days to expire on August 1, 1988;
RRC Objection March 17, 1988;
Eff. August 1, 1988;
Amended Eff. July 1, 1994;
Repealed Eff. September 1, 2006.*

SECTION .0700 – PRIORITY CRITERIA FOR WATER SUPPLY SYSTEMS PROJECTS

- 15A NCAC 01J .0701 PUBLIC NECESSITY: HEALTH: SAFETY AND WELFARE**
- 15A NCAC 01J .0702 PROJECT PLANNING**
- 15A NCAC 01J .0703 FINANCIAL CONSIDERATIONS**
- 15A NCAC 01J .0704 ENVIRONMENTAL ASSESSMENT**

*History Note: Authority G.S. 159G-10; 159G-15;
Temporary Amendment Eff. March 8, 1994 for a period of 180 days or until the permanent rule becomes effective, whichever is sooner (Rules .0701, .0702, and .0703);
Temporary Rule Eff. February 2, 1988 for a period of 180 days to expire on August 1, 1988;
RRC Objection March 17, 1988;*

Eff. August 1, 1988;
RRC Objection due to clarity Eff. June 18, 1992 (Rule .0701);
Amended Eff. July 1, 1992 (Rules .0702 and .0703);
RRC objection due to ambiguity Eff. June 16, 1994 (Rule .0701);
Amended Eff. August 1, 1994 (Rule .0701); July 1, 1994 (Rules .0702 and .0703); July 24, 1992 (Rule .0701);
Temporary Amendment Eff. March 31, 1999 (Rules .0701 and .0703);
Amended Eff. August 1, 2000 (Rules .0701 and .0703);
Repealed Eff. September 1, 2006.

SECTION .0800 - PRIORITY REVIEW PERIODS: ASSIGNMENT OF PRIORITIES

15A NCAC 01J .0801 PRIORITY REVIEW PERIODS
15A NCAC 01J .0802 ASSIGNMENT OF PRIORITIES
15A NCAC 01J .0803 ASSIGNMENT OF CATEGORY TO WASTEWATER APPLICATIONS

History Note: Authority G.S. 159G-10; 159G-12; 159G-15;
Temporary Rule Eff. February 2, 1988 for a period of 180 days to expire on August 1, 1988 (Rules .0801 and .0803);
Temporary Amendment Eff. March 8, 1994 for a period of 180 days or until the permanent rule becomes effective, whichever is sooner (Rules .0802 and .0803);
RRC Objection March 17, 1988;
Eff. August 1, 1988;
Amended Eff. July 1, 1994 (rules .0802 and .0803); July 1, 1992 (Rule .0803);
Temporary Amendment Eff. March 31, 1999 (Rule .0803);
Amended Eff. August 1, 2000 (Rule .0803);
Repealed Eff. September 1, 2006.

SECTION .0900 - LOAN AND GRANT AWARD AND COMMITMENT: DISBURSEMENT OF LOANS AND GRANTS

15A NCAC 01J .0901 DETERMINATION OF LOAN AND GRANT AWARDS
15A NCAC 01J .0902 CERTIFICATION OF ELIGIBILITY
15A NCAC 01J .0903 CRITERIA FOR LOAN ADJUSTMENTS
15A NCAC 01J .0904 DISBURSEMENT OF LOANS AND GRANTS

History Note: Authority G.S. 159G-10; 159G-12; 159G-15;
Temporary Rule Eff. February 2, 1988 for a period of 180 days to expire on August 1, 1988;
Temporary Amendment Eff. March 8, 1994 for a period of 180 days or until the permanent rule becomes effective, whichever is sooner (Rules .0901 and .0904);
RRC Objection March 17, 1988;
Eff. August 1, 1988;
Amended Eff. July 1, 1994 (Rules .0901 and .0904); July 1, 1992 (Rules .0902, .0903, and .0904);
Temporary Amendment Eff. March 31, 1999 (Rule .0904);
Amended Eff. August 1, 2000 (Rules .0903 and .0904);
Repealed Eff. September 1, 2006.

15A NCAC 01J .0905 PROJECT ADMINISTRATIVE CLOSEOUT

History Note: Filed as a Temporary Repeal Eff. March 8, 1994 for a period of 180 days or until the permanent rule becomes effective, whichever is sooner;
Authority G.S. 159G-12; 159G-15;
Eff. July 1, 1992;
Repealed Eff. July 1, 1994.

SECTION .1000 - LOAN REPAYMENTS

- 15A NCAC 01J .1001 INTEREST RATES**
15A NCAC 01J .1002 REPAYMENT OF PRINCIPAL AND INTEREST ON LOANS

History Note: Authority G.S. 159G-4(c); 159G-13; 159G-15; 159G-18;
Temporary Amendment Eff. March 8, 1994 for a period of 180 days or until the permanent rule becomes effective, whichever is sooner (Rule .1002);
Temporary Rule Eff. February 2, 1988 for a period of 180 days to expire on August 1, 1988;
RRC Objection March 17, 1988;
Eff. August 1, 1988;
Amended Eff. July 1, 1994; July 1, 1992 (Rule .1002);
Repealed Eff. September 1, 2006.

SECTION .1100 - INSPECTION AND AUDIT OF PROJECTS

- 15A NCAC 01J .1101 INSPECTION**
15A NCAC 01J .1102 AUDIT OF PROJECTS

History Note: Authority G.S. 159G-14; 159G-15;
Temporary Amendment Eff. March 8, 1994 for a period of 180 days or until the permanent rule becomes effective, whichever is sooner (Rule .1101);
Temporary Rule Eff. February 2, 1988 for a period of 180 days to expire on August 1, 1988;
RRC Objection March 17, 1988;
Eff. August 1, 1988;
Amended Eff. July 1, 1994(Rule .1101);
Repealed Eff. September 1, 2006.

SECTION .1200 - SEVERABILITY

- 15A NCAC 01J .1201 SEVERABILITY**

History Note: Filed as a Temporary Rule Eff. February 2, 1988 for a Period of 180 Days to Expire on August 1, 1988;
ARRC Objection March 17, 1988;
Authority G.S. 159G-15;
Expired Eff. May 1, 1988.

SECTION .1300 - FAILED LOW-PRESSURE PIPE SYSTEMS

- 15A NCAC 01J .1301 REVIEW PERIOD**
15A NCAC 01J .1302 GRANT ELIGIBILITY
15A NCAC 01J .1303 DISTRIBUTION OF FUNDS

History Note: Filed as a Temporary Rule Eff. September 8, 1994, for a period of 115 days to expire on January 1, 1995;
Authority G.S. 159G-10(a1);
Temporary Rule Expired Eff. January 1, 1995.

SECTION .1400 - GENERAL PROVISIONS

- 15A NCAC 01J .1401 PURPOSE**
15A NCAC 01J .1402 DEFINITIONS

History Note: Authority G.S. 159G-44;

Eff. September 1, 2006;
Repealed Eff. August 1, 2012.

SECTION .1500 - ELIGIBILITY REQUIREMENTS

15A NCAC 01J .1501 ELIGIBLE PROJECT COSTS

History Note: Authority G.S. 159G-44;
Eff. September 1, 2006;
Repealed Eff. August 1, 2012.

SECTION .1600 - APPLICATIONS

15A NCAC 01J .1601 APPLICATION FILING **15A NCAC 01J .1602 GENERAL PROVISIONS**

History Note: Authority G.S. 159G-44;
Eff. September 1, 2006;
Repealed Eff. August 1, 2012.

SECTION .1700 - COMMON CRITERIA FOR EVALUATION OF ELIGIBLE APPLICATIONS

15A NCAC 01J .1701 COMMON CRITERIA

History Note: Authority G.S. 159G-44;
Eff. September 1, 2006;
Repealed Eff. August 1, 2012.

SECTION .1800 - ASSIGNMENT OF CATEGORY TO WASTEWATER SYSTEM APPLICATIONS

15A NCAC 01J .1801 ASSIGNMENT OF CATEGORY TO WASTEWATER SYSTEM APPLICATIONS

History Note: Authority G.S. 159G-44;
Eff. September 1, 2006;
Repealed Eff. August 1, 2012.

SECTION .1900 - CRITERIA FOR EVALUATION OF WASTEWATER SYSTEM APPLICATIONS

15A NCAC 01J .1901 EXISTING CONDITIONS **15A NCAC 01J .1902 WATER QUALITY IMPROVEMENT CRITERIA**

History Note: Authority G.S. 159G-44;
Eff. September 1, 2006;
Repealed Eff. August 1, 2012.

SECTION .2000 - PRIORITY CRITERIA FOR PUBLIC WATER SYSTEM PROJECTS

15A NCAC 01J .2001 PUBLIC NECESSITY: HEALTH: SAFETY AND WELFARE **15A NCAC 01J .2002 PROJECT PLANNING** **15A NCAC 01J .2003 SOURCE WATER PROTECTION**

History Note: Authority G.S. 159G-4; 159G-44;
Eff. September 1, 2006;
Repealed Eff. August 1, 2012.

**SECTION .2100 – LOAN AND GRANT AWARD AND COMMITMENT: DISBURSEMENT OF LOANS
AND GRANTS**

15A NCAC 01J .2101 CRITERIA FOR LOAN ADJUSTMENTS

History Note: Authority G.S. 159G-44;
Eff. September 1, 2006;
Repealed Eff. August 1, 2012.

SECTION .2200 - LOAN REPAYMENTS

15A NCAC 01J .2201 REPAYMENT OF PRINCIPAL AND INTEREST ON LOANS

History Note: Authority G.S. 159G-44;
Eff. September 1, 2006;
Repealed Eff. August 1, 2012.