

TITLE 21 - OCCUPATIONAL LICENSING BOARDS AND COMMISSIONS

CHAPTER 28 – LANDSCAPE CONTRACTORS' LICENSING BOARD

Notice is hereby given in accordance with G.S. 150B-21.2 that the Landscape Contractors' Licensing Board intends to adopt the rule cited as 21 NCAC 28B .0406.

Link to agency website pursuant to G.S. 150B-19.1(c): www.nclclb.com

Proposed Effective Date: *February 1, 2021*

Public Hearing:

Date: *November 2, 2020*

Time: *10:00 a.m.*

Location: *3901 Barrett Dr., Suite 202, Raleigh NC 27609*

Reason for Proposed Action: *The existing temporary rule expires April 11, 2021. However, the agency's renewal cycle for licensees extends until July 31 of a given year. Therefore, in order to extend the continuing education requirements through July 31, 2021, the agency must adopt this rule as a permanent rule.*

Comments may be submitted to: *Calvin M. Kirven, North Carolina Landscape Contractors' Licensing Board, 3901 Barrett Dr., Suite 202, Raleigh, NC 27609*

Comment period ends: *November 30, 2020*

Procedure for Subjecting a Proposed Rule to Legislative Review: If an objection is not resolved prior to the adoption of the rule, a person may also submit written objections to the Rules Review Commission after the adoption of the Rule. If the Rules Review Commission receives written and signed objections after the adoption of the Rule in accordance with G.S. 150B-21.3(b2) from 10 or more persons clearly requesting review by the legislature and the Rules Review Commission approves the rule, the rule will become effective as provided in G.S. 150B-21.3(b1). The Commission will receive written objections until 5:00 p.m. on the day following the day the Commission approves the rule. The Commission will receive those objections by mail, delivery service, hand delivery, or facsimile transmission. If you have any further questions concerning the submission of objections to the Commission, please call a Commission staff attorney at 919-431-3000.

Fiscal impact. Does any rule or combination of rules in this notice create an economic impact? Check all that apply.

- State funds affected
- Local funds affected
- Substantial economic impact (\geq \$1,000,000)
- Approved by OSBM
- No fiscal note required

SUBCHAPTER 28B – LICENSING BOARD RULES

SECTION .0400 - CONTINUING EDUCATION

21 NCAC 28B .0406 EMERGENCY EXTENSIONS OF CONTINUING EDUCATION REQUIREMENTS: LICENSED LANDSCAPE CONTRACTORS

(a) All active licensees shall be granted a one-year extension of all continuing education requirements for the license year ending July 31, 2020. The required hours shall be reported no later than July 31, 2021.

(b) The Board shall accept Board-approved continuing education credits previously obtained in compliance for the license year ending July 31, 2020 and shall apply those credits to the license year ending July 31, 2021.

(c) This Rule does not affect any other licensure renewal requirements set forth in G.S. 89D and the rules set forth in this Subchapter.

*History Note: Authority G.S. 89D-15(2); 89D-15(4); 89D-15(12); 89D-20(b);
Emergency Adoption Eff. April 16, 2020;
Temporary Adoption Eff. June 26, ~~2020~~ 2020;
Eff. February 1, 2021.*