



## NOTICE OF TEXT [Authority G.S. 150B-21.2(c)]

OAH USE ONLY

VOLUME:

ISSUE:

CHECK APPROPRIATE BOX:

- Notice with a scheduled hearing  
 Notice without a scheduled hearing  
 Republication of text. Complete the following cite for the volume and issue of previous publication, as well as blocks 1 - 4 and 7 - 14. If a hearing is scheduled, complete block 5.  
Previous publication of text was published in Volume:            Issue:

1. Rule-Making Agency: The North Carolina Landscape Contractors' Licensing Board

2. Link to agency website pursuant to G.S. 150B-19.1(c): [www.nclclb.com](http://www.nclclb.com)

3. Proposed Action -- Check the appropriate box(es) and list rule citation(s) beside proposed action:

- ADOPTION:
- AMENDMENT: 21 NCAC 28B .0601
- REPEAL:
- READOPTION with substantive changes:
- READOPTION without substantive changes:
- REPEAL through READOPTION:

4. Proposed effective date: June 1, 2021

5. Is a public hearing planned?  Yes  No

If yes: Public Hearing date: December 30, 2020

Public Hearing time: 10:00 am

Public Hearing location: 3901 Barrett Drive, Suite 202, Raleigh, NC 27609

6. If no public hearing is scheduled, provide instructions on how to demand a public hearing:

**7. Explain Reason For Proposed Rule(s):** To increase statutorily-authorized fees in order to provide improved and more efficient service to licensees and the public.

**8. 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. If the Rules Review Commission receives written and signed objections 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.

Rule(s) is automatically subject to legislative review. Cite statutory reference:

**9. The person to whom written comments may be submitted on the proposed rule(s):**

**Name:** Calvin M. Kirven

**Address:** The North Carolina Landscape Contractors' Licensing Board

3901 Barrett Drive, Suite 202

Raleigh, NC 27609

**Phone (optional):**

**Fax (optional):**

**E-Mail (optional):**

**10. Comment Period Ends:** February 15, 2021

**11. 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

**12. Rule-making Coordinator:** Calvin M. Kirven

**Phone:** 919-266-8070

**E-Mail:** ckirven@nclclb.com

**Additional agency contact, if any:** Anna Baird Choi

**Phone:** 919-341-2636

**E-mail:** anna@ncl-law.com

**13. The Agency formally proposed the text of this rule(s) on**  
**Date:** November 5, 2020

**14. Signature of Agency Head\* or Rule-making Coordinator:**



**Typed Name:** Calvin M. Kirven

**\*Title:** Executive Administrator

*\*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.*

SECTION .0600 - FEES

21 NCAC 28B .0601 FEE SCHEDULE

(a) The Board shall charge the following fees:

- (1) Application: \$75.00;
- (2) Examination: \$150.00;
- (3) Individual license fee: ~~\$60.00~~; \$100.00;
- (4) Corporate license fee: ~~\$60.00~~; \$100.00;
- (5) License renewal: ~~\$60.00~~; \$100.00;
- (6) Late renewal: \$25.00;
- (7) Individual license reinstatement: \$100.00;
- (8) Corporate license reinstatement: \$100.00;
- (9) License by reciprocity: \$100.00; and
- (10) Duplicate license: \$25.00.

(b) If the Board elects to use a testing service for the preparation, administration, or grading of examinations, the Board shall charge the applicant the actual cost of the examination services and a prorated portion of the examination fee.

(c) The late renewal and reinstatement fees shall be imposed for renewal applications submitted after August 1. All licenses shall expire on August 1 unless renewed.

(d) All fees charged by the Board are non-refundable.

*History Note: Authority G.S. 89D-15(2); 89D-15(10); 89D-21;  
Temporary Adoption Eff. January 1, 2016;  
Eff. September 1, 2016;  
Amended Eff. June 1, 2019. 2019;  
Amended Eff. June 1, 2021.*