

TITLE 21 - OCCUPATIONAL LICENSING BOARDS AND COMMISSIONS

CHAPTER 18 – BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS

Notice is hereby given in accordance with G.S. 150B-21.2 that the Board of Examiners of Electrical Contractors intends to amend the rules cited as 21 NCAC 18B .0209 and .0404. The rules were previously noticed in the Register, Volume 37 Issue 5.

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

Proposed Effective Date: July 1, 2023

Public Hearing:

Date: March 14, 2023

Time: 9:00 a.m.

Location: 3101 Industrial Dr., Suite 206, Raleigh, NC 27609

Reason for Proposed Action:

21 NCAC 18B .0404 ANNUAL LICENSE FEES This amendment increases the license fee for all classifications of licenses and is a response to the inflation in the general economy as experienced by the Board in the form of rising costs.

21 NCAC 18B .0209 FEES This amendment increases the exam fee for all classifications of licenses and is a response to the inflation in the general economy as experienced by the Board in the form of rising costs.

Comments may be submitted to: Tim Norman, 3101 Industrial Dr., Suite 206, Raleigh, NC 27609; phone (919) 733-9042; email tim.norman@ncbeec.org

Comment period ends: April 17, 2023

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 984-236-1850.

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 18B - BOARD'S RULES FOR THE IMPLEMENTATION OF THE ELECTRICAL

SECTION .0200 - EXAMINATIONS

21 NCAC 18B .0209 FEES

(a) The application and examination fee for qualifying examinations shall be ~~ninety dollars (\$90.00)~~ one hundred and twenty-five (\$125.00) for all classifications.

(b) The fee for review of a failed examination is twenty-five dollars (\$25.00). All reviews are supervised by the Board or staff.

(c) The examination fees for examinations in all classifications and the fees for examination reviews shall be in the form of cash, check, money order, Visa, or Mastercard made payable to the Board and shall accompany the respective applications when filed with the Board.

(d) Examination fees received with applications filed for qualifying examinations shall be retained by the Board unless:

- (1) an application is not filed as prescribed in Rule .0210 of this Section, in which case the examination fee of sixty dollars (\$60.00) shall be returned and application shall be returned; or
- (2) the applicant does not take the examination during the period for which application was made, files a written request for a refund setting out extenuating circumstance, and the Board finds extenuating circumstances.

(e) Examination review fees are non-refundable unless the applicant does not take the review, files a written request for a refund, setting out extenuating circumstance, and the Board finds extenuating circumstances.

(f) Any fee retained by the Board shall not be creditable toward any future examination fee or examination review.

(g) Extenuating circumstances for the purposes of Paragraphs (d)(2) and (e) of this Rule are the applicant's illness, bodily injury or death, or death of the applicant's spouse, child, parent, or sibling, or a breakdown of the applicant's transportation to the designated site of the examination or examination review.

History Note: Authority G.S. 87-42; 87-43.3; 87-43.4; 87-44;
Eff. October 1, 1988;
Amended Eff. May 1, 1998; July 1, 1989;
Temporary Amendment Eff. June 30, 2000;
Temporary Amendment Eff. August 31, 2001;
Amended Eff. July 1, 2011; January 1, 2008; December 4, 2002;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016;
Amended Eff. July 1, 2016.

SECTION .0400 - LICENSING REQUIREMENTS

21 NCAC 18B .0404 ANNUAL LICENSE FEES

(a) The fee for issuance of license, reissuance of license, or license renewal in the various license classifications shall be as follows:

LICENSE FEE SCHEDULE	
CLASSIFICATION	LICENSE FEE
Limited	\$95.00 <u>\$100.00</u>
Intermediate	\$140.00 <u>\$150.00</u>
Unlimited	\$190.00 <u>\$200.00</u>
SP-SFD	\$95.00 <u>\$100.00</u>
Special Restricted	\$95.00 <u>\$100.00</u>

(b) License fees shall be made payable to the Board. Payment shall accompany any license or license renewal application filed with the Board.

History Note: Authority G.S. 87-42; 87-44;
Eff. October 1, 1988;
Amended Eff. May 1, 1998; July 1, 1989;
Temporary Amendment Eff. June 30, 2000;
Temporary Amendment Eff. August 31, 2001;
Amended Eff. July 1, 2015; January 1, 2008; December 4, 2002;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016;
Amended Eff. July 1, 2020; October 1, 2017.