

REQUEST FOR TECHNICAL CHANGE

AGENCY: Landscape Contractors' Licensing Board

RULE CITATION: 21 NCAC 28B .0406

DEADLINE FOR RECEIPT: March 11, 2021

PLEASE NOTE: *This request may extend to several pages. Please be sure you have reached the end of the document.*

The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may call our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

Based on the requirement in G.S. 89D-20(b) for licensees to complete "seven continuing education units per year," I read Paragraph (a) to still require completion of seven hours each year but allow for an extension of time for reporting the hours. Is that correct?

In (b), are you saying any hours from 2020 can be applied to 2021 or only credit hours earned above the seven hours per year requirement? In other words, do you mean "...and shall apply credits exceeding seven hours to the license year ending July 31, 2021?"

In (c), line 9, do you mean "and" or "or?"

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Ashley Snyder
Commission Counsel
Date submitted to agency: February 25, 2021

21 NCAC 28B .0406 is adopted as published in 35:07 NCR 784-785 as follows:

**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. April 1, 2021.*