

REQUEST FOR CHANGES PURSUANT TO G.S. 150B-21.10

AGENCY: State Board of Examiners of Plumbing, Heating, and Fire Sprinkler Contractors

RULE CITATION: 21 NCAC 50 .0520

**DEADLINE FOR RECEIPT: Tuesday, April 4, 2023.**

***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 email the reviewing attorney to inquire concerning the staff recommendation.

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

*I'm assuming this Rule is defining "general supervision" in addition to what is in R. .0505, correct? If so, you may want to cross reference R. 0505 or use the same formulation used in R. 0505 ("The general supervision required by G.S. 87-26 is....")*

*On line 4, what is "the proper licensing qualification"? Does this refer to the different classes of licenses referenced in G.S. 87-21(b)? Please revise and clarify.*

*On line 4, you have "shall personally perform" when in the version published in the NC Register, it says "shall thoroughly perform". I don't think that's a substantial change, but it does need to be shown in the rule as a strike through and underlined addition.*

*On line 5, I think you need an "and" between "on-site" and "in-person".*

*On line 5, you're using the word "supervision" to define "general supervision". Is there a synonym or another phrase you can use here?*

*In your History Note, please put your statutes in numerical order.*

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

Brian Liebman  
Commission Counsel  
Date submitted to agency: March 21, 2023

1 21 NCAC 50 .0520 is adopted as published in 37:05 NCR 372 with changes as follows:

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3 **21 NCAC 50 .0520            ONSITE SUPERVISION AND STANDARD OF COMPETENCE**

4 General supervision requires that a licensee of the firm who holds the proper licensing qualification shall personally  
5 perform on-site in-person supervision and review on all work, prior to work being covered or placed into service, to  
6 assure that all installations meet or exceed the minimum standard of the North Carolina State Building Code. ~~Code~~  
7 ~~prior to all inspection requests.~~

8 History Note: Authority G.S. 87-21; 87-18; 87-26.

9 Eff. June 1, 2023

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