

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

AGENCY: The State Board of Examiners of Electrical Contractors

RULE CITATION: 21 NCAC 18B .1101

DEADLINE FOR RECEIPT: Tuesday, July 30, 2024.

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:

In (a), line 5, please add “as defined in G.S. 87-41.1(1)” after “qualified individual.”

In (b), line 9, please add “as defined in G.S. 87-41.1(2)” after “qualified individual.”

In (b)(2), line 16, will you confirm that this subsection is referring to individuals who present or instruct continuing education courses?

In (d), lines 27-28, is it necessary to include “Because of differences...of qualified individuals,”? It seems like the sentence should begin with “each”.

In your History Note, consider adding G.S. 87-41.1 in light of the requests above.

In your History Note, line 8, it says “October 1, 1990”. Please change this date. The earliest it can be entered into the Code is September 1, 2024.

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

1 21 NCAC 18B .1101 is amended as published in NCR 38:14, pages 1195-1196, as follows:

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3 **21 NCAC 18B .1101 CONTINUING EDUCATION REQUIREMENTS: LISTED QUALIFIED**
4 **INDIVIDUALS**

5 (a) Upon becoming a qualified individual, all qualifiers shall complete a free, four-hour Laws and Rules Course
6 conducted by Board staff within twelve (12) months after becoming a qualified individual or ninety (90) days prior to
7 becoming a qualified individual. Completion of the Laws and Rules Course pursuant to this requirement, shall satisfy
8 four (4) of the required contact hours of continuing education for the initial renewal of the individual's qualification.

9 ~~(a)~~(b) Every listed qualified individual, including listed qualified individuals pursuant to G.S. 87-50, shall complete
10 continuing education ~~for~~ prior to each annual license period to renew the license on which the qualified individual is
11 currently listed, for the next annual license period, except as follows:

12 ~~(1)~~ ~~individuals becoming qualified by examination during the 12 month period immediately preceding~~
13 ~~the license renewal date;~~

14 ~~(2)~~(1) qualified individuals unable to fulfill the required number of hours as the result of illness as certified
15 in writing by the attending physician; or

16 ~~(3)~~(2) persons presenting approved courses of continuing education.

17 ~~(b)~~(c) The number of required contact hours for every listed qualified individual shall be determined by the
18 classification of license on which the qualified individual is currently listed or is eligible to be listed as follows:

19 (1) qualified individuals currently listed on a license in the limited, intermediate, unlimited and special
20 restricted single family dwelling classifications shall complete at least eight hours of approved
21 continuing education for license renewal, and

22 (2) qualified individuals currently listed on a license in the special restricted fire alarm/low voltage (SP-
23 FA/LV), special restricted elevator (SP-EL), special restricted plumbing and heating (SP-PH),
24 special restricted ground water pump (SP-WP), special restricted electric sign (SP-ES) and special
25 restricted swimming pool (SP-SP) classifications shall complete at least four hours of approved
26 continuing education for license renewal.

27 ~~(c)~~(d) The Board, pursuant to Rules .1102 and .1103 of the Section, approves courses. Because of differences in the
28 electrical contracting industry and individual needs of listed qualified individuals, each qualified individual must
29 exercise judgment in selecting courses for which continuing education is claimed and in choosing only those courses
30 that will advance the individual's knowledge.

31 ~~(d)~~(e) Course sponsors may be colleges or universities, community colleges, trade associations, providers of self-
32 study programs, employers, third party professional examination companies, private instructors and the like.

33 ~~(e)~~(f) North Carolina listed qualified individuals residing within the state must obtain the required continuing
34 education hours by taking a course provided by an approved sponsor.

35 ~~(f)~~(g) North Carolina listed qualified individuals residing outside of North Carolina, including listed qualified
36 individuals pursuant to G.S. 87-50, may obtain credit for courses offered in North Carolina. They may also obtain

1 credit for courses offered in their state, province or country of residence provided the Board subsequently approves
2 the courses taken, pursuant to Rule .1102(b) of this Section.
3 ~~(g)~~(h) Effective for renewals on or after July 1, 2008, all persons seeking to renew qualification must demonstrate
4 that a minimum of one-half the continuing education hours for each annual license period were obtained by in-person
5 classroom or seminar attendance.

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7 *History Note: Authority G.S. 87-42; 87-44.1;*
8 *Eff. October 1, 1990;*
9 *Amended Eff. January 1, 2025; January 1, 2010; January 1, 2006; March 1, 1999;*
10 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2,*
11 *2016.*

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