



**STATE OF NORTH CAROLINA
OFFICE OF ADMINISTRATIVE HEARINGS**

December 16, 2021

Richard Jones, Chairman
State Board of Examiners of Electrical Contractors
Sent via email only: Richard.Jones@bryantdurham.com

Re: Objection to Rule 21 NCAC 18B .0308.

Dear Mr. Jones:

At its meeting this morning, the Rules Review Commission objected to the above-captioned temporary Rule in accordance with G.S. 150B-21.1(b).

The Rules Review Commission objected to 21 NCAC 18B .0308 for lack of statutory authority. Specifically, the Commission found that the State Board of Examiners of Electrical Contractors did not have authority under G.S. 87-1.1 to limit the percentage of plumbing, heating, or fire sprinkler contracting work in any bid submitted pursuant to that statute.

Please respond to this letter in accordance with the provisions of G.S. 150B-21.1(b1) or (b2). If you have any questions regarding the Rule Review Commission's action, please let me know.

Sincerely,

Brian Liebman
Commission Counsel

cc: Nick Fountain and Reed Fountain, Rulemaking Coordinators

Donald Robert van der Vaart, Director
Chief Administrative Law Judge

Fred G. Morrison, Jr.
Senior Administrative Law Judge

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1711 New Hope Church Road, Raleigh, NC 27609
Telephone: (984) 236-1850 | Facsimile: (984) 236-1871
www.oah.nc.gov