

21 NCAC 50 .0301 is amended with changes as follows:

SECTION .0300 - EXAMINATIONS

21 NCAC 50 .0301 QUALIFICATIONS DETERMINED BY EXAMINATION

(a) In order to determine the qualifications of an applicant, the Board shall provide a written or computer-based examination in the following categories:

- (1) Plumbing Contracting, Class I
- (2) Plumbing Contracting, Class II
- (3) Heating, Group No. 1 - Contracting, Class I
- (4) Heating, Group No. 1 - Contracting, Class II
- (5) Heating, Group No. 2 - Contracting, Class I
- (6) Heating, Group No. 3 - Contracting, Class I
- (7) Heating, Group No. 3 - Contracting, Class II
- (8) Fuel Piping Contractor
- (9) Fire Sprinkler Installation Contractor
- (10) Fire Sprinkler Inspection Contractor
- (11) Residential Fire Sprinkler Installation Contractor
- (12) Restricted Limited Plumbing Contractor
- (13) Fire Sprinkler ~~Maintenance~~ Inspection Technician
- (14) Limited Fire Sprinkler Maintenance Technician
- (15) Plumbing Technician
- (16) Heating Group No. 1 Technician
- (17) Heating Group No. 2 Technician
- (18) Heating Group No. 3 Technician
- (19) Fuel Piping Technician
- (20) Private Educational Institution Plumbing Technician
- (21) Private Educational Institution Heating Group 1 Technician

1 (22) Private Educational Institution Heating Group 2 Technician

2 (23) Private Educational Institution Heating Group 3 Technician

3 (24) Residential Fire Sprinkler Design Contractor

4 (b) Each person being examined by the Board for a contractor license other than a Fire Sprinkler Installation or Fire
5 Sprinkler Inspection Contractor license shall be required to pass both the business and law part and the technical part
6 of the examination required by G.S. 87-21(b).

7 (c) Applicants for licensure as a Fire Sprinkler Installation Contractor ~~must~~ shall submit evidence of current
8 certification by the National Institute for Certification of Engineering Technologies (NICET) for Automated
9 Sprinkler System Layout as the prerequisite for licensure. Applicants for licensure as a Fire Sprinkler Installation
10 Contractor ~~must~~ shall pass the business and law part of the exam administered by the Board. Persons licensed based
11 upon NICET certification ~~must~~ shall maintain such certification as a condition of license renewal.

12 (d) Applicants for licensure in the Fire Sprinkler Inspection Technician classification ~~must~~ shall pass the technical
13 examination offered by the Board. The Board shall accept the results of NICET examination resulting in Level II
14 Certification in "Inspection and Testing of Water-based Systems" by NICET. Persons who obtain license as a Fire
15 Sprinkler Inspection Technician based on NICET certification ~~must~~ shall maintain such certification as a condition
16 of license renewal.

17 (e) Applicants for licensure as a Fire Sprinkler Inspection Contractor ~~must~~ shall submit evidence of Level III
18 certification in "Inspection and Testing of Water-based Fire Systems" by NICET in lieu of the technical part of the
19 Board-administered examination. Applicants for licensure as a Fire Sprinkler Inspection Contractor ~~must~~ shall also
20 pass the business and law part of the examination administered by the Board. Contractors who obtain license by
21 NICET certification ~~must~~ shall maintain such certification thereafter as a condition of license renewal.

22 (f) Applicants for a license in the Limited Fire Sprinkler Maintenance Technician classification shall obtain a
23 license based on maintenance experience, ~~education~~ education, and job classification set forth in Rule .0306 and
24 pass a test administered by the Board.

25 (g) Applicants for a license as a Residential Fire Sprinkler Installation Contractor ~~must~~ shall obtain a license based
26 on experience set forth in Rule .0306 and ~~must~~ shall pass the technical part of the Residential Fire Sprinkler
27 Installation Contractor examination.

1 (h) Applicants for a license as a Plumbing, Heating Heating, or Fuel Piping Technician ~~must~~ shall obtain a license
2 based on experience set forth in Rule .0306 of this section and ~~must~~ shall pass the Class I technical and Board laws
3 and rules parts of the Board-administered examination related to the category for which a technician license is
4 sought.

5 (i) Applicants who hold an active Plumbing, Heating Heating, or Fuel Piping Technician license obtained by
6 examination may obtain the Plumbing, Heating or Fuel Piping Contractor license in the same category by meeting
7 the experience requirement listed in Rule .0306 of this Section for the specific contractor license sought and passage
8 of only the business portion of the examination.

9 (j) Applicants for a license as a Restricted Limited Plumbing Contractor shall obtain a license based on experience
10 set forth in Rule .0306 of this section and shall be required to pass both the business and law part and the technical
11 part parts of the Restricted Limited Plumbing Contractor examination.

12 ~~(k) If application is made on or before 120 days from the effective date of this Rule, applicants for Restricted~~
13 ~~Limited Plumbing Contractor license who present a current active License from the North Carolina Irrigation~~
14 ~~Contractor Licensing Board are not required to take the Board administered examination, provided the applicant:~~

15 ~~(1) Presents evidence of passage of a locally administered examination covering the same topics as~~
16 ~~the Board examination, resulting in certification as a Backflow Inspector by one of the~~
17 ~~municipalities in North Carolina, or evidence to establish 1000 hours of experience in the~~
18 ~~maintenance, service or repair of components of plumbing systems, and~~

19 ~~(2) Completes a plumbing code course offered by the Board and passes the Laws and Rules part of the~~
20 ~~examination administered by the Board.~~

23 *History Note: Authority G.S. 87-18; 87-21(a); 87-21(b);*

24 *Eff. February 1, 1976;*

25 *Readopted Eff. September 29, 1977;*

26 *Amended Eff. July 1, 1991; May 1, 1989; August 1, 1982;*

27 *Temporary Amendment Eff. September 15, 1997;*

28 *Amended Eff. March 1, 2005; January 1, 2004; July 1, 2003; August 1, 2002; July 1, 1998;*

1 *Emergency Amendment Eff. December 5, 2005;*
2 *Emergency Amendment Expired February 13, 2006;*
3 *Amended Eff. April 1, 2014; July 3, 2012; January 1, 2010; May 1, 2006;*
4 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22,*
5 *2015;*
6 *Amended Eff. July 1, 2020.*

21 NCAC 50 .0306 is amended with changes as follows:

21 NCAC 50 .0306 APPLICATIONS: ISSUANCE OF LICENSE

(a) All applicants for licensure or examination shall file an application setting forth the information required in G.S. 87-21 ~~or these Rules~~ **and the Rules of this Chapter** on a form available on the Board website or at the Board office.

(b) Applicants for a plumbing or heating examination shall present evidence at the time of application to establish two years of full-time experience in the installation, maintenance, service, or repair of plumbing or heating systems related to the category for which a license is sought, whether or not a license was required for the work performed. Applicants for a fuel piping examination shall present evidence at the time of application to establish one year of experience in the installation, maintenance, service, or repair of fuel piping, whether or not a license was required for the work performed. Up to one-half of the experience may be in academic or technical training related to the field of endeavor for which examination is requested. The Board shall prorate part-time work of less than 40 hours per week or part-time academic work of less than 15 semester or quarter hours.

(c) The Board shall issue a license certificate bearing the license number assigned to the qualifying individual.

(d) Fire Sprinkler Installation Contractors shall meet experience requirements in accordance with NICET examination criteria.

(e) Applicants for examination or licensure in the Fire Sprinkler Inspection Technician classification shall submit evidence adequate to establish that the applicant has either:

(1) 4000 hours of experience involved in inspection and testing of previously installed fire sprinkler systems, consistent with NFPA-25, Standard for the Inspection Testing as Maintenance of Water-Based Fire Protection Systems of the National Fire Protection Association, adopted by the North Carolina Building Code, which is hereby incorporated by reference including all subsequent editions and amendments to the document as a full-time employee of a Fire Sprinkler Inspection Contractor or fire insurance underwriting organization;

(2) 4000 hours of experience as a full-time employee of a hospital, manufacturing, government, or university facility under direct supervision of Fire Sprinkler Inspection Contractor or a Fire Sprinkler Inspection Technician involved in inspection and testing of previously installed fire sprinkler systems, consistent with NFPA 25: Standard for the Inspection, Testing, and

Maintenance of Water-Based Fire Protection Systems, which is hereby incorporated by reference including all subsequent editions and amendments. The document may be accessed free of charge at <http://www.nfpa.org/codes-and-standards/>;

(3) 4000 hours of experience involved in installation of fire sprinkler systems as a full-time employee of a Fire Sprinkler Installation Contractor; or

(4) a combination of 4000 hours of experience in any of the categories listed in this Paragraph.

(f) Applicants for licensure in the Fire Sprinkler Inspection Contractor classification shall meet experience requirements in accordance with NICET certification criteria.

(g) Applicants for initial licensure in the Limited Fire Sprinkler Maintenance Technician classification shall submit evidence of 2000 hours experience at the place for which license is sought as a full-time maintenance employee in facility maintenance with exposure to periodic maintenance of fire protection systems as described in Rule .0515 of this Chapter. Applicants who have held Limited Fire Sprinkler Maintenance Technician license previously are not required to demonstrate experience in addition to the experience at the time of initial licensure, but shall submit a new application if relocating to a new location.

(h) Applicants for licensure in the Residential Fire Sprinkler Installation Contractor classification shall hold an active Plumbing Class I or Class II Contractor license issued by this Board for a minimum of two years and shall document attendance at a 16 hour course approved by the Board pursuant to the Rules in this Chapter covering NFPA 13D: Standard for the Installation of Sprinkler Systems in One-and Two-Family Dwellings and Manufactured Homes, which is hereby incorporated by reference including all subsequent editions and amendments. The document may be accessed free of charge at <http://www.nfpa.org/codes-and-standards/>. Residential Fire Sprinkler Installation Contractors ~~must~~ **shall** maintain a Plumbing Contractor license as a condition of renewal of the Residential Fire sprinkler Installation Contractor license.

(i) Applicants for a license as a plumbing or heating technician shall present evidence adequate to establish 3000 hours of full-time experience in the installation, maintenance, service, or repair of plumbing or heating systems related to the category for which a technician license is sought, whether or not a license was required for the work performed. Applicants for a license as a fuel piping technician shall present evidence adequate to establish 1500 hours of experience in the installation, maintenance, service, or repair of fuel piping, whether or not a license was

1 required for the work performed. Up to one-half of the experience may be in academic or technical training related
2 to the field of endeavor for which the examination is requested.

3 (j) Applicants for a Restricted Limited Plumbing Contractor license shall present evidence at the time of application
4 to establish 1500 hours of full-time experience in the installation, maintenance, service, or repair of plumbing
5 systems, whether or not a license was required for the work performed. Up to one-half of the experience may be in
6 academic or technical training related to the field of endeavor for which examination is requested. The Board shall
7 prorate part-time work of fewer than 40 hours per week or part-time academic work of less than 15 semester or
8 quarter hours.

9 (k) In lieu of the requirements of Paragraph (j) of this Rule, applicants for a Restricted Limited Plumbing
10 Contractor License who present a current active License from the North Carolina Irrigation Contractor Licensing
11 Board may take the examination, provided the applicant demonstrates that he or she holds certification as a
12 Backflow Inspector from one of the municipalities in North Carolina, or demonstrates 500 hours of experience in the
13 maintenance, service, or repair of components of plumbing systems.

14 (l) Applicants for license based on completion of an apprenticeship program as described in G.S. 93B-8.6(b) shall
15 meet the same experience and training requirement requirements for the category of license that is sought as is set
16 forth in this rule. Rule.

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18 *History Note: Authority G.S. 87-18; 87-21(b);*

19 *Eff. February 1, 1976;*

20 *Readopted Eff. September 29, 1977;*

21 *Amended Eff. January 1, 2004; July 1, 2003; August 1, 2002; July 1, 1998; September 1, 1994;*

22 *November 1, 1993; April 1, 1991; May 1, 1990;*

23 *Temporary Amendment Eff. August 31, 2004;*

24 *Amended Eff. April 1, 2014; July 3, 2012; January 1, 2010; June 1, 2006; March 1, 2005;*

25 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22,*
26 *2015;*

27 *Amended Eff. July 1, 2020; April 1, 2018.*

21 NCAC 50 .0313 is amended with changes as follows:

**21 NCAC 50 .0313 RESPONSIBILITIES OF STATE AND LOCAL GOVERNMENT TECHNICIAN
LICENSEES**

(a) A **licensed** State and local government technician licensee shall be required to list their license with the Board in the name of the State and local government agency by whom the licensee is employed,

(b) The holder of license as a State and local government Heating Group 1 Technician, Heating Group 2 Technician, Heating Group 3 Technician, or Plumbing Technician shall be a full-time employee of a State or local government agency.

(c) A **licensed** State and local government technician licensee shall ensure that a permit is obtained from the **appropriate** State or local ~~Code Enforcement~~ **code enforcement** official for the jurisdiction where the worksite is located before commencing any work for which a license is required by the Board. The licensee shall also ensure that a request for final inspection of the work for which a license is required is made within 10 days of the earlier of the system being made operational or placed in service, absent agreement with the appropriate State or local ~~Code Enforcement~~ **code enforcement** official. Absent agreement with the local ~~Code Enforcement~~ **code enforcement** official the licensee shall not be relieved of responsibility to the Board to arrange inspection until a certificate of compliance or the equivalent is obtained from the appropriate State or local code enforcement official or the licensee has documentary evidence of his effort to obtain the same.

(d) The failure of a licensee to comply with the permit and inspection obligations outlined in this Rule shall be considered by the Board as evidence of incompetence or misconduct in the use of license from the Board.

(e) A ~~licensed~~ State and local government technician licensee shall be responsible for general supervision to the extent of his qualifications, compliance with ~~all applicable codes and standards,~~ **the codes and standards contained in Rule .0505 of this chapter,** and assurance that permits and inspections are obtained.

(f) The "general supervision" required by G.S. 87-26 is the degree of supervision necessary and sufficient to ensure that the work is performed in a workmanlike manner and with the requisite skill and that the installation is made in accordance with ~~applicable codes, rules and~~ **the codes and standards contained in Rule .0505 of this chapter,** manufacturer installation instructions and industry practice. General supervision requires that review of the work

done pursuant to the State and local government technician license be performed by the State and local government technician licensee while the work is in progress.

(g) In each State or local government agency location, branch, or facility of any kind from which work requiring a license pursuant to G.S. 87, Article 2 is carried out there shall be on duty ~~the lesser of 1500 hours annually, or~~ all hours during which the activities described herein are carried out, at least one licensee who holds ~~the appropriate~~ State and local government technician license in the classification required for the work being proposed or performed, whose license is listed in the name of the particular State or local government agency at that location, and who is engaged in the work of the State or local government at the agency location or at an agency job site and who has the responsibility to exercise general supervision over the work and who has been empowered to act for the State or local government agency, as defined in Rule .0505 of this Chapter, of all work falling within his or her license qualification. Evidence of compliance shall be required as a condition of renewal or retention of license and falsification shall constitute fraud in obtaining license. The standards set forth in Rule .0512 of this Chapter shall be applied.

(h) An unlicensed person employed by a State and local government agency licensed and supervised pursuant to G.S. 87, Article 2 shall not be required to have a license and shall not be subject to an action for injunctive relief brought by the Board if the unlicensed person is a bona-fide employee of the State and local government.

(i) The annual license fee for a State and local government Technician license is ~~one hundred thirty dollars (\$130.00);~~ one hundred fifty dollars (\$150.00), except as provided in Paragraph (j) of this Rule.

(j) The annual license fee for a State & Local Government Technician Plumbing or Heating Technician license that is listed as the second or subsequent licensee at the same agency location is ~~sixty-five-seventy-five dollars (\$65.00);~~ (\$75.00).

History Note: Authority G.S. 87-18; ~~87-21(a)(5); 87-21(a)(6); 87-21(a)(10);~~ 87-21(b)(2)c; 87-22; ~~87-22.1;~~ 87-26;
Eff. April 1, 2017;
Amended Eff. July 1, 2020.

21 NCAC 50 .0314 is adopted with changes as follows:

**21 NCAC 50 .0314 PRIVATE EDUCATIONAL INSTITUTION PLUMBING OR HEATING
TECHNICIAN**

(a) Applicants for a license as a Private Educational Institution Plumbing or Heating Technician shall obtain a license based on experience set forth in Paragraph (c) of this Rule and shall pass the Class I technical and Board laws and rules part of the Board –administered examination described in 21 NCAC 50. 0301 related to the category for which a technician license is sought. The applicant need not pass the business part of the examination.

(b) Applicants for a license as a Private Educational Institution Plumbing or Heating Technician shall present evidence to establish 3000 hours of full time experience in the installation, maintenance service or repair of plumbing or heating system related to the category for which a technician license is sought, whether or not a license was required for the work performed.

(c) Applicants for a license as a Private Educational Institution Technician who currently hold an active plumbing or heating contractor license issued by this Board may qualify for the corresponding State and local government technician license without examination.

(d) Applicants for a license as Private Educational Institution Technician who currently hold an active plumbing or heating technician license obtained by examination and issued by the Board may qualify for the Corresponding Private Educational Institution technician license without examination.

History Note: Authority G.S. 87-18; 87-21(b);

Eff. July 1, 2020.

21 NCAC 50 .0315 is adopted with changes as follows:

21 NCAC 50 .0315 RESPONSIBILITIES OF PRIVATE EDUCATIONAL INSTITUTION

TECHNICIAN LICENSEES

~~(a) A licensed Private Educational Institution technician licensee shall meet the same requirements as State and Local Government Technician licensees, as set forth in Rule 21 NCAC 50.0313.~~

(a) A licensed Private Educational Institution Technician shall list their license with the Board in the name of the private educational institution by whom the licensee is employed.

(b) The holder of license as a Private Educational Institution Technician shall be a full-time employee of a private education institution.

(c) A Private Educational Institution Technician licensee shall ensure that a permit is obtained from the State or local code enforcement official of the jurisdiction where the worksite is located before commencing any work for which a license is required by the Board. The licensee shall also ensure that a request for final inspection of the work for which a license is required is made within 10 days of the earlier of the system being made operational or placed in service, absent agreement with the permitting authority. Absent agreement with the authority having jurisdiction the licensee shall not be relieved of responsibility to the Board to arrange inspection until a certificate of compliance or the equivalent is obtained from the authority having jurisdiction or the licensee has documentary evidence of his effort to obtain the same.

(d) The failure of a licensee to comply with the permit and inspection obligations outlined in this Rule shall be considered by the Board as evidence of incompetence or misconduct in the use of license from the Board.

(e) A Private Educational Institution Technician licensee shall be responsible for general supervision to the extent of his or her qualifications, compliance with the codes and standards contained in Rule .0505 of this chapter, Chapter, and assurance that permits and inspections are obtained.

(f) The "general supervision" required by G.S. 87-26 is the degree of supervision necessary and sufficient to ensure that the work is performed in a workmanlike manner and with the requisite skill and that the installation is made in accordance the codes and standards contained in Rule .0505 of this chapter, Chapter, manufacturer installation instructions and industry practice. General supervision requires that review of the work done pursuant to the Private

1 Educational Institution Technician license be performed by the Private Educational Institution Technician licensee
2 while the work is in progress.

3 (g) In each Private Educational Institution location, branch, or facility of any kind from which work requiring a
4 license pursuant to G.S. 87, Article 2 is carried out there shall be on duty ~~the lesser of 1500 hours annually, or all~~
5 ~~hours during which the activities described herein are~~ work requiring license is carried out, at least one licensee who
6 holds the appropriate Private Educational Institution Technician license in the classification required for the work
7 being proposed or performed, whose license is listed in the name of the particular Private Educational Institution at
8 that location, and who is engaged in the work of the Private Educational Institution at the institution location or at an
9 institution job site and who has the responsibility to exercise general supervision over the work and who has been
10 empowered to act for the Private Educational Institution, as defined in Rule .0505 of this Chapter, of all work falling
11 within his or her license qualification. Evidence of compliance shall be required as a condition of renewal or
12 retention of license and falsification shall constitute fraud in obtaining license. The standards set forth in Rule .0512
13 of this Chapter shall be applied.

14 (h) An unlicensed person employed by a Private Educational Institution licensed and supervised pursuant to G.S.
15 87, Article 2 shall not be required to have a license and shall not be subject to an action for injunctive relief brought
16 by the Board if the unlicensed person is a bona-fide employee of the State and local government.

17 (i) The annual license fee for a Private Educational Institution Technician license is one hundred fifty dollars
18 (\$150.00), except as provided in Paragraph (j) of this Rule.

19 (j) The annual license fee for a Private Educational Institution Technician license that is listed as the second or
20 subsequent licensee at the same agency location is seventy-five dollars (\$75.00).

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22 *History Note:* Authority G.S. 87-18; 87-21(b);

23 *Eff. July 1, 2020.*

21 NCAC 50 .0316 is adopted with changes as follows:

21 NCAC 50 .0316 RESIDENTIAL FIRE SPRINKLER DESIGN CONTRACTOR LICENSE

(a) Applicants for a Residential Fire Sprinkler Design Contractor license shall obtain a license based on experience set forth in paragraph (b) **of this Rule** and shall be required to pass the Residential Fire Sprinkler Design technical examination.

(b) Applicants for a ~~residential~~ **Residential** Fire Sprinkler Design Contractor license shall present evidence at the time of application to establish that the applicant currently holds an active Residential Fire Sprinkler Installation Contractor license issued by the Board, **and** shall document completion of ~~the~~ **a** 32 hour fire sprinkler systems design course ~~set for in Rule 21 NCAC 50.505 approved~~ **created by the Board on** by the Board pursuant to the Rules in this Chapter ~~covering~~ **NFPA-13D fire sprinkler system design.** ~~and shall pass the Residential Fire Sprinkler Design Contractor license examination conducted by the Board.~~

History Note: Authority G.S. 87-18; 87-21(b);

Eff. July 1, 2020.

21 NCAC 50 .0317 is adopted with changes as follows:

21 NCAC 50 .0317 RESPONSIBILITIES OF RESIDENTIAL FIRE SPRINKLER DESIGN

CONTRACTOR CONTRACTORS LICENSEES

(a) ~~Applicants for a Residential Fire Sprinkler Design Contractor license~~ licensees shall design NFPA 13D residential multipurpose fire sprinkler systems consistent with NFPA 13D design requirements and the water design conditions present at the system installation location.

(b) Residential Fire Sprinkler Design Contractor license licensees shall ~~personally~~ sign and date each specific NFPA 13D residential design performed and shall not delegate this responsibility.

(c) Residential Fire Sprinkler Design Contractors ~~must~~ shall maintain a Plumbing Contractor and a Residential Fire Sprinkler Installation Contractor license as a condition of renewal of the Residential Fire Sprinkler Design Contractor license.

(d) The annual license fee for a Residential Fire Sprinkler Design Contractor license is one hundred fifty dollars (\$150.00).

History Note: Authority G.S. 87-18; 87-21(b)(2);

Eff. July 1, 2020.

21 NCAC 50 .0405 is amended with changes as follows:

21 NCAC 50 .0405 MULTIPLE LICENSES

(a) In order to maintain the identity of firms and allow effective supervision, each licensed contractor or technician shall qualify only the business location ~~where he is primarily located.~~ from which the majority of his or her work is carried out.

(b) A licensee ~~may~~ shall only be listed on ~~only~~ one contractor license at any given time, whether the license is issued in the name of the individual or in the name of a firm; provided, however, that the Fire Sprinkler Maintenance Technician ~~qualification~~ qualification, the Private Educational Institution Technician, and the State and local government technician qualification may be listed separately in the name of the employer to which restricted.

(c) The holder of qualification as a contractor may, upon deletion of his or her name and qualifications from ~~a firm license,~~ the license for a corporate, partnership, private education institution or State or local government agency, reinstate his or her personal license, either as an individual or in the name of some other corporation, partnership, or business that has a trade name, upon compliance with G.S. 87-26.

(d) A technician licensee, other than the holder of a Fire Sprinkler Maintenance Technician license, may, upon deletion of his or her name and qualification from a firm license, move his qualification to another licensed corporation, partnership, ~~state~~ State or local governmental agency, private educational institution, or business that has a trade name, upon compliance with G.S. 87-26.

History Note: Authority G.S. 87-18; ~~87-21(a)(5); 87-21(a)(6);~~ 87-21(b)(2)c; 87-26;

Eff. February 1, 1976;

Readopted Eff. September 29, 1977;

Amended Eff. December 31, 2011; January 1, 2010; January 1, 2004; July 1, 1998; May 1, 1989;

Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015;

Amended Eff. July 1, 2020; February 1, 2017.

21 NCAC 50 .0407 is amended with changes as follows:

21 NCAC 50 .0407 CORPORATIONS, PARTNERSHIPS AND TRADE NAMES

(a) Licensees ~~are required to~~ shall list their license with the Board in the name in which they conduct business.

(b) A contractor license may be issued or renewed in the name of a corporation, ~~partnership~~ partnership, ~~state~~ State or ~~local governmental agency~~, private educational institution, or business with a trade name upon compliance with the provisions of G.S. 87-26, verified by the execution of ~~forms~~ a form for that purpose furnished by the Board which is available at nclicensing.org.

(c) Additional licensees may be added to licenses issued in the above manner upon verifications of compliance with the provisions of G.S. 87-26. If a licensee terminates his association with a corporation, ~~partnership~~ partnership, ~~state~~ State or ~~local governmental agency~~, private educational institution, or business with a trade name, both the firm and the licensee shall notify the Board within 30 days by completing the form for that purpose which is available at nclicensing.org.

(d) A person who has a license which has been expired less than three years may be added to an active license issued in the name of a corporation, ~~partnership~~ partnership, ~~state~~ State or ~~local governmental agency~~, private educational institution, or business with a trade name, upon written request, completion of forms provided by the ~~Board~~ Board, and payment of the fee set forth in Rule .1102 of this Chapter.

(e) The license number assigned to a corporation, partnership, ~~state~~ State or ~~local governmental agency~~, private educational institution, or business with a trade name shall be that of the first licensee listed on the license.

(f) A corporation, partnership, ~~state~~ State or ~~local governmental agency~~, private educational institution, or business with a trade name which is issued a license is subject to the provisions of G.S. 87, Article 2 and to the ~~rules~~ Rules in this Chapter.

History Note: Authority G.S. 87-18; 87-22; 87-26;

Eff. February 1, 1976;

Readopted Eff. September 29, 1977;

Amended Eff. December 31, 2011; November 1, 1994; November 1, 1993; July 1, 1991; May 1, 1989;

1 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22,*
2 *2015;*
3 *Amended Eff. July 1, 2020.*

21 NCAC 50 .0408 is amended with changes as follows:

21 NCAC 50 .0408 CHANGE OF TRADE NAME

(a) The trade name under which a license is issued may be changed upon written request to and approval by the Board pursuant to these Rules compliance with subsection Subsection (b) of this Rule. If the Board approves the name change, the last license issued to the licensee must be returned to the Board before the new license will be sent to the licensee.

(b) A contractor license shall be issued or renewed using any corporate name, partnership name, ~~state~~ State or local governmental agency, private educational institution, or trade name which is not substantially similar to the same as a name already in use according to the records of the Board.

(c) The licensee shall notify the Board of any change in location, telephone number, physical ~~address~~ address, or mailing address from that shown on the last license renewal invoice within 30 days after the change takes place.

History Note: Authority G.S. 55B-5; 87-18; 87-26;

Eff. February 1, 1976;

Readopted Eff. September 29, 1977;

Amended Eff. January 1, 2010; December 1, 2003; November 1, 1994; February 1, 1991; May 1, 1989;

Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015;

Amended Eff. July 1, 2020.

21 NCAC 50 .0519 is adopted with changes as follows:

21 NCAC 50 .0519 RESIDENTIAL FIRE SPRINKLER DESIGN CONTRACTOR LICENSE

~~License as a residential Fire Sprinkler Design Contractor is required of persons who desire to design residential fire sprinkler systems consistent with NFPA 13D Residential Multipurpose Fire Sprinkler Systems, who hold an active license as a Plumbing Contractor and as a Residential Fire Sprinkler Installation Contractor, but who do not hold a license as a Fire Sprinkler Installation Contractor.~~

(a) A licensed Residential Fire Sprinkler Design Contractor is authorized to design residential fire sprinkler Systems consistent with NFPA 13D Residential Multipurpose Fire Sprinkler Systems.

(b) An individual who holds an active license as a Plumbing Contractor and as a Residential Fire Sprinkler Installation Contractor may obtain license as a Residential Fire Sprinkler Design Contractor upon meeting the requirements of Rule .0316 of this Section.

(c) A licensed Fire Sprinkler Installation Contractor may design residential fire sprinkler systems consistent with NFPA 13D Residential Multipurpose Fire Sprinkler Systems without meeting the requirements of subsection (a) and (b) of this rule.

History Note: Authority G.S. 87-18; 87-21(b);

Eff. July 1, 2020.

21 NCAC 50 .1102 is amended with changes as follows:

21 NCAC 50 .1102 LICENSE FEES

(a) Except as set out in ~~subsections~~ **Subsections (b) and (d) of** this Rule, the annual license fee for plumbing, ~~heating~~ **heating**, and fuel piping contractor licenses issued or renewed by the Board is ~~one hundred thirty dollars (\$130.00)~~ one hundred fifty dollars (\$150.00).

(b) The annual license fee for a licensed individual who holds qualifications from the Code Officials Qualification Board and is employed full-time as a local government plumbing, heating or mechanical inspector is twenty-five dollars (\$25.00).

(c) The initial application fee for a license without examination conducted by the Board is thirty dollars (\$30.00).

(d) The annual license fee for a contractor or fire sprinkler inspection technician whose qualifications are listed as the second or subsequent individual on the license of a corporation, partnership, or business with a trade name under Paragraphs (a) or (c) of this Rule is ~~thirty dollars (\$30.00)~~ seventy-five dollars (\$75.00).

(e) The annual license fee for a Fire Sprinkler Installation Contractor and a Fire Sprinkler Inspection Contractor license by this Board is ~~one hundred thirty dollars (\$130.00)~~ one hundred fifty dollars (\$150.00).

(f) The annual license fee for a Limited Fire Sprinkler Maintenance Technician is ~~one hundred thirty dollars (\$130.00)~~ one hundred fifty dollars (\$150.00).

(g) The annual license fee for a Residential Fire Sprinkler Installation Contractor is ~~one hundred thirty dollars (\$130.00)~~ one hundred fifty dollars (\$150.00).

(h) The annual license fee for a Fire Sprinkler Inspection Technician is ~~one hundred thirty dollars (\$130.00)~~ one hundred fifty dollars (\$150.00).

(i) The annual license fee for all Fuel Piping Technician licenses listed with a Class A Gas Dealer is ~~one hundred thirty dollars (\$130.00)~~ one hundred fifty dollars (\$150.00).

(j) The annual license fee for Plumbing, Heating or Fuel Piping Technician licensees listed under a licensed Plumbing, Heating or Fuel Piping Contractor is ~~sixty-five dollars (\$65.00)~~ seventy-five dollars (\$75.00).

(k) The annual license fee for a Restricted Limited Plumbing Contractor is ~~one hundred thirty dollars (\$130.00)~~ one hundred fifty dollars (\$150.00).

1 *History Note: Authority G.S. 87-18; 87-21; 87-22;*
2 *Eff. May 1, 1989;*
3 *Temporary Amendment Eff. November 17, 1989 for a period of 77 days to expire on February 1,*
4 *1990;*
5 *Amended Eff. November 1, 1994; July 1, 1991; March 1, 1990;*
6 *Temporary Amendment Eff. August 31, 2001; September 15, 1997;*
7 *Amended Eff. April 1, 2014; July 3, 2012; July 1, 2010; March 1, 2005; December 1, 2003;*
8 *December 4, 2002;*
9 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22,*
10 *2015;*
11 *Amended Eff. July 1, 2020.*

21NCAC50B .1106 is adopted with changes as follows:

21 NCAC 50 .1106 PETITION FOR PREDETERMINATION

(a) An individual who wishes to file a petition for a predetermination of whether the individual's criminal history will likely disqualify the individual from obtaining a license from the Board shall submit a petition in writing at the office of the Board.

(b) The petition shall include the petitioner's:

(1) legal name;

(2) mailing, physical, and email addresses;

(3) social security number;

(4) date of birth;

(5) telephone number;

~~(6)~~ places of residence for the past seven years;

~~(7)~~ employment history since the date the crime was committed;

~~(8)~~(6) criminal record report prepared no more than 60 days prior to the date of petition by the agency designated by the Board;

~~(9)~~(7) written statement describing the circumstances surrounding the commission of the crime(s);

~~(10)~~(8) written statement of any rehabilitation efforts;

~~(11)~~(9) rehabilitative drug or alcohol treatments;

~~(12)~~(10) Certificate of Relief granted pursuant to G.S. 15A-173.2;

~~(13)~~(11) affidavits or other written documents, including character references, that the petitioner intends to submit for review;

~~(14)~~(12) certification; and certification that the this information provided is true and complete;

~~(15)~~(13) signature.

(c) The fee for a petition for predetermination shall be forty-five dollars (\$45.00).

History Note: Authority G.S. 93A-4; 93B-8.1; G.S. 87:18; 93B-8.1(b6);

Eff. July 1, 2020.