

REQUEST FOR TECHNICAL CHANGE

AGENCY: Board of Licensing for Soil Scientists

RULE CITATION: 21 NCAC 69 .0101

DEADLINE FOR RECEIPT: Wednesday, December 10, 2014

NOTE WELL: This request when viewed on computer extends 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 this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

Line 5, move the punctuation inside the quotation marks for "Scientists" and "Board"

Lines 9 through 12, please format the history note in accordance with [26 NCAC 02C .0108\(8\)](#). The current format is not tabbed properly. A properly formatted history note should look like the following:

*History Note: Authority G.S. 150B-21.17; 150B-21.18; 150B-21.19;
Temporary Adoption Eff. November 1, 1995;
Eff. April 1, 1996;
Amended Eff. August 1, 2000;
Temporary Amendment Eff. July 1, 2003;
Amended Eff. June 1, 2011; January 1, 2006; April 1, 2004.*

Line 12, replace the date "December 15, 2014" with "January 1, 2015"

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

Abigail M. Hammond
Commission Counsel
Date submitted to agency: Wednesday, November 26, 2014

1 21 NCAC 69 .0101 is amended as published in 28:24 NCR 3040 as follows:

2

3 **21 NCAC 69 .0101 AUTHORITY: NAME AND LOCATION OF BOARD**

4 The "North Carolina Soil Scientist Licensing Act", G.S. 89F, establishes and authorizes the "North Carolina

5 Board for Licensing of Soil Scientists", hereafter called the "Board". Unless otherwise directed all

6 communications shall be addressed to the North Carolina Board for Licensing of Soil Scientists at ~~PO~~

~~Box~~—7 ~~5316, Raleigh, North Carolina 27650-5316~~ PO Box 41368, Raleigh, NC 27629-1368.

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9 *History Note: Authority G.S. 89F-4; 89F-5;*

10 *Temporary Adoption Eff. May 15, 1996;*

11 *Eff. April 1, 1997.*

12 *Amended Eff. December 15, 2014;*

REQUEST FOR TECHNICAL CHANGE

AGENCY: Board of Licensing for Soil Scientists

RULE CITATION: 21 NCAC 69 .0104

DEADLINE FOR RECEIPT: Wednesday, December 10, 2014

NOTE WELL: This request when viewed on computer extends 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 this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

Line 4, the Paragraph indicator "(a)" should not be italicized.

Line 5, add a sentence at the end that states the following:

"Fees for services of the Board shall be as follows:"

Line 13 through 14, delete this language. While it is an amendment to the Rule, it is a verbatim restatement of the statute and is not necessary to be codified into the Rule. It is unnecessary language.

Lines 16 through 19, please format the history note in accordance with [26 NCAC 02C .0108\(8\)](#). The current format is not tabbed properly. A properly formatted history note should look like the following:

*History Note: Authority G.S. 150B-21.17; 150B-21.18; 150B-21.19;
Temporary Adoption Eff. November 1, 1995;
Eff. April 1, 1996;
Amended Eff. August 1, 2000;
Temporary Amendment Eff. July 1, 2003;
Amended Eff. June 1, 2011; January 1, 2006; April 1, 2004.*

Line 16, what is the purpose of the citations to G.S. 55B and G.S. 150B? It does not appear that this rule charges the allowable fees set forth in G.S. 55B. Please clarify.

Line 19, replace the date "December 15, 2014" with "January 1, 2015"

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

Abigail M. Hammond
Commission Counsel

Date submitted to agency: Wednesday, November 26, 2014

1 21 NCAC 69.0104 is amended as published in 28:24 NCR 3040 as follows:

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3 **21 NCAC 69 .0104 FEES**

4 (a) Each completed application form shall be accompanied by the prescribed fee. Application fees shall not be
5 refunded regardless of Board approval or disapproval of the application.

6	(1) application for license	50.00
7	(2) examination	125.00
8	(3) <u>(2)</u> license	85.00
9	(4) <u>(3)</u> renewal of license	85.00
10	(5) <u>(4)</u> restoration of license	110.00
11	(6) <u>(5)</u> replacement of license	50.00
12	(7) <u>(6)</u> licensed soil scientist seal	30.00

13 (b)The Board may charge the applicant the actual cost of preparation, administration, and grading
of _____14 examinations for soil scientists, in addition to its other fees.

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16 *History Note: Authority G.S. 55B-10; 55B-11; 89F-25; 150B-19;*

17 *Temporary Adoption Eff. May 15, 1996;*

18 *Eff. April 1, 1997;*

19 *Amended Eff. December 15, 2014; July 1, 2006.*