

G.S. 150B-21.3A Report for 21 NCAC 28, Landscape Contractors' Licensing Board												
Agency - Landscape Contractors' Licensing Board												
Comment Period - April 16, 2024 - June 30, 2024												
Date Submitted to APO - Filled in by RRC staff												
Subchapter	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Required to Implement or Conform to Federal Regulation [150B-21.3A(d1)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]	RRC Determination of Public Comments [150B-21.3A(c)(2)	RRC Final Determination of Status of Rule for Report to APO [150B-21.3A(c)(2)]	OAH Next Steps
SUBCHAPTER 28B – LICENSING BOARD RULES	SECTION .0100 – STATUTORY AND ADMINISTRATIVE PROVISIONS	21 NCAC 28B .0101	NAME AND LOCATION OF BOARD	Eff. September 1, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		21 NCAC 28B .0102	MEETINGS	Eff. September 1, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		21 NCAC 28B .0103	PRACTICE OF LANDSCAPE CONTRACTING; DISPLAY OF LICENSE NUMBER	Amended Eff. July 1, 2021	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		21 NCAC 28B .0104	ANNUAL REPORTS	Eff. June 1, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0200 – LICENSURE; RECIPROCITY	21 NCAC 28B .0201	APPLICATIONS FOR LICENSURE	Amended Eff. June 1, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		21 NCAC 28B .0202	RECIPROCITY	Amended Eff. June 1, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		21 NCAC 28B .0203	MILITARY-TRAINED APPLICANT; MILITARY SPOUSE	Eff. September 1, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		21 NCAC 28B .0204	MAINTAIN CURRENT INFORMATION	Amended Eff. July 1, 2021	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0300 – LICENSE RENEWAL; REINSTATEMENT	21 NCAC 28B .0301	LICENSE RENEWAL; WAIVER	Eff. September 1, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		21 NCAC 28B .0302	REINSTATEMENT	Eff. September 1, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		21 NCAC 28B .0303	QUALIFIER/QUALIFYING PARTY; USE OF ASSUMED NAME	Eff. June 1, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0400 - CONTINUING EDUCATION	21 NCAC 28B .0401	GENERAL	Eff. September 1, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		21 NCAC 28B .0402	CONTINUING EDUCATION UNITS	Amended Eff. April 1, 2023	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		21 NCAC 28B .0403	CONTINUING EDUCATION RECORDS; AUDIT	Amended Eff. July 1, 2021	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		21 NCAC 28B .0404	EXTENSION OF TIME	Eff. September 1, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		21 NCAC 28B .0405	REQUESTS FOR APPROVAL	Eff. September 1, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		21 NCAC 28B .0406	EMERGENCY EXTENSIONS OF CONTINUING EDUCATION REQUIREMENTS: LICENSED LANDSCAPE CONTRACTORS	Eff. April 1, 2021	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0500 - MINIMUM STANDARDS	21 NCAC 28B .0501	GENERAL	Amended Eff. June 1, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		21 NCAC 28B .0502	PLANTING	Eff. September 1, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		21 NCAC 28B .0503	TURF	Amended Eff. July 1, 2021	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		21 NCAC 28B .0504	FINISH GRADE	Eff. September 1, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		21 NCAC 28B .0505	DESIGN AND CONSULTATION	Eff. September 1, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		21 NCAC 28B .0506	DRAINAGE SYSTEMS AND CISTERNS	Eff. September 1, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		21 NCAC 28B .0507	LOW-VOLTAGE LIGHTING; POOLS	Amended Eff. June 1, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		21 NCAC 28B .0508	WALLS	Amended Eff. July 1, 2021	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		21 NCAC 28B .0509	PAVING	Eff. September 1, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		21 NCAC 28B .0510	PRUNING	Eff. September 1, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		21 NCAC 28B .0511	WILDFLOWER, NATIVE GRASS, AND NO-MOW SEED ESTABLISHMENT	Eff. September 1, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0600 - FEES	21 NCAC 28B .0601	FEE SCHEDULE	Amended Eff. June 1, 2021	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0700 - COMPLAINTS; INVESTIGATIONS	21 NCAC 28B .0701	COMPLAINTS; INVESTIGATIONS	Eff. September 1, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0800 - HEARINGS PROCESS; SUMMARY SUSPENSION	21 NCAC 28B .0801	PROBABLE CAUSE	Eff. September 1, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt

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		21 NCAC 28B .0802	HEARINGS	Eff. September 1, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		21 NCAC 28B .0803	SUBPOENAS	Amended Eff. June 1, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		21 NCAC 28B .0804	SUMMARY SUSPENSION	Eff. September 1, 2016	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0900 – RULEMAKING	21 NCAC 28B .0901	RULEMAKING PETITION	Eff. June 1, 2019	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt