

## Burgos, Alexander N

---

**Subject:** FW: [External] Draft revisions in response to request for changes as to: 21 NCAC 50 .0301, 21 NCAC 50 .0306, 21 NCAC 50 .0521, and 21 NCAC 50 .1101.

**Attachments:** 21 NCAC 50 .0301 - Qualifications Determined by Examination with Changes Pursuant to GS 150B-21.10.docx; 21 NCAC 50 .0306 Applications Issuance of License with Requested Changes Pursuant to GS 150B-21.10.docx; 21 NCAC 50 .0521 Limited Plumbing Water Heater with Changes Pursuant to GS 150B-21.10.docx; 21 NCAC 50 .1101 Examination Fees with Changes Pursuant to G.S. 150B-21.10.docx

---

**From:** Miller, Christopher S <christopher.miller@oah.nc.gov>  
**Sent:** Friday, May 8, 2026 10:47 AM  
**To:** Reed Fountain <Reed.Fountain@youngmoorelaw.com>  
**Cc:** Burgos, Alexander N <alexander.burgos@oah.nc.gov>; Miller, Christopher S <christopher.miller@oah.nc.gov>  
**Subject:** RE: [External] Draft revisions in response to request for changes as to: 21 NCAC 50 .0301, 21 NCAC 50 .0306, 21 NCAC 50 .0521, and 21 NCAC 50 .1101.

Reed,

Please see a few more comments below.

- In the introductory statement (line 1) for **all four rules**, you should state, “... is amended with changes as published in ...”.
- For revised rule **21 NCAC 50 .0306**:
  - (a)(2): Add a comma after “first name”.
  - (a)(11): Add a comma after “installation”.
  - (a)(13): Close out the parenthesis after “money order”.
  - (a)(14): Change “everyone” to “ever”.
  - (a)(15): Add a comma after “paroled”.
  - (a)(20): Add a period at the end of this.
  - (m), line 33: Remove “an” before “existing potable water heaters”.
- For revised rule **21 NCAC 50 .0521**:
  - Changes made since publication do not need to be highlighted here because this is an adoption. A formatting example can be found at <https://www.oah.nc.gov/documents/rules/permanent-adoption-changes-publication/download?attachment> and guidance can also be found on OAH’s website at <https://www.oah.nc.gov/rule-format-examples#RuleFormatExamplesforPublicationintheNCAdministrativeCode-6063>.
  - (4), line 17: “of this Section” can be deleted since you include the full rule citation.
- For revised rule **21 NCAC 50 .1101**, in **(c)**, please underline the added “21 NCAC 50 .1102” on line 11.

Otherwise, yes, your edits satisfy my comments for all four of these rules.

Let me know if you have any other questions.

Best,  
Chris

**Chris Miller**

Rules Review Commission Counsel  
North Carolina Office of Administrative Hearings | Rules Division  
1711 New Hope Church Road  
Raleigh, NC 27609  
(984) 236-1935

**NOTICE:** E-mail correspondence to and from this address may be subject to the North Carolina Public Records Law and may be disclosed to third parties by authorized State officials.

1 ~~21 NCAC 50.0301~~ 21 NCAC 50 .0301 is amended as published in ~~NCR 40: 14, pages 1215-1218, 40:14 NCR 1215~~  
2 as follows:

3  
4 **21 NCAC 50 .0301 QUALIFICATIONS DETERMINED BY EXAMINATION**

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

- 7 (1) Plumbing Contracting, Class I
- 8 (2) Plumbing Contracting, Class II
- 9 (3) Heating, Group No. 1 - Contracting, Class I
- 10 (4) Heating, Group No. 1 - Contracting, Class II
- 11 (5) Heating, Group No. 2 - Contracting, Class I
- 12 (6) Heating, Group No. 3 - Contracting, Class I
- 13 (7) Heating, Group No. 3 - Contracting, Class II
- 14 (8) Fuel Piping Contractor
- 15 (9) Fire Sprinkler Installation Contractor
- 16 (10) Fire Sprinkler Inspection Contractor
- 17 (11) Residential Fire Sprinkler Installation Contractor
- 18 (12) Restricted Limited Plumbing Contractor
- 19 (13) Fire Sprinkler Inspection Technician
- 20 (14) Limited Fire Sprinkler Maintenance Technician
- 21 (15) Plumbing Technician, Class I
- 22 (16) Plumbing Technician, Class II
- 23 (17) Heating Group No. 1 Technician, Class I
- 24 (18) Heating Group No. 1 Technician, Class II
- 25 (19) Heating Group No. 2 Technician
- 26 (20) Heating Group No. 3 Technician, Class I
- 27 (21) Heating Group No. 3 Technician, Class II
- 28 (22) Fuel Piping Technician
- 29 (23) Private Educational Institution Plumbing Technician
- 30 (24) Private Educational Institution Heating Group 1 Technician
- 31 (25) Private Educational Institution Heating Group 2 Technician
- 32 (26) Private Educational Institution Heating Group 3 Technician
- 33 (27) Residential Fire Sprinkler Design Contractor
- 34 (28) Limited Plumbing Water Heater Replacement

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

1 the examination, provided the applicant demonstrates that he or she holds certification as a Backflow Inspector from  
2 one of the municipalities in North Carolina, or demonstrates 500 hours of experience in the maintenance, service, or  
3 repair of components of plumbing systems.

4 (l) In lieu of the requirements of Paragraph (j) of this Rule, applicants for a Restricted Limited Plumbing Contractor  
5 License who present a current active certification as an On-site Wastewater Contractor, issued by the North Carolina  
6 On-Site Wastewater Contractors and Inspectors Certification Board, may take the examination, provided the applicant  
7 demonstrates that he or she has attended a minimum of 8 semester hours of education in a plumbing program through  
8 a North Carolina Community College program or demonstrates 500 hours of experience in the maintenance, service,  
9 or repair of components of plumbing systems.

10 (m) Applicants for [a license] licensure as a Limited Plumbing Water Heater Replacement Contractor [license] shall  
11 obtain a license based on experience set forth in Rule .0306 of this Section and shall be required to pass both the  
12 business and law part and the technical part of the Limited Plumbing Water Heater Replacement Contractor  
13 examination.

14  
15 *History Note: Authority G.S. 87-18; 87-21(a); 87-21(b);*  
16 *Eff. February 1, 1976;*  
17 *Readopted Eff. September 29, 1977;*  
18 *Amended Eff. July 1, 1991; May 1, 1989; August 1, 1982;*  
19 *Temporary Amendment Eff. September 15, 1997;*  
20 *Amended Eff. March 1, 2005; January 1, 2004; July 1, 2003; August 1, 2002; July 1, 1998;*  
21 *Emergency Amendment Eff. December 5, 2005;*  
22 *Emergency Amendment Expired February 13, 2006;*  
23 *Amended Eff. April 1, 2014; July 3, 2012; January 1, 2010; May 1, 2006;*  
24 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22,*  
25 *2015;*  
26 *Amended Eff. June 1, 2026; October 1, 2024; July 1, 2020.*  
27  
28

21 NCAC 50 .0306 is amended as published in ~~NCR 40:14, pages 1215-1218,~~ 40:14 NCR 1215 as follows:

**21 NCAC 50 .0306 APPLICATIONS: ISSUANCE OF LICENSE**

(a) All applicants for licensure or examination shall submit an application, setting forth the information required in G.S. 87-21 and the rules of this Chapter, on a form available on the Board website, <http://www.nclicensing.org>. or at the Board office. The application shall require the following information:

- (1) Licensure and exam type requested;
- (2) Last name, first name and middle name of applicant;
- (3) Date of application;
- (4) Social Security Number;
- (5) Date of Birth;
- (6) Mailing address;
- (7) Telephone numbers;
- (8) Email address;
- (9) Applicant's dated signature;
- (10) Any tax documents evidencing experience as an employee of a licensed contractor;
- (11) Experience description including number of hours of experience claimed and whether the experience involved maintenance, installation or repair;
- (12) Experience verification with notarized signature of current or former employers;
- (13) Exam fee (credit card, check, or money order);
- (14) Whether the applicant has ever been charged or convicted of a crime and description of the same;
- (15) Whether the applicant is incarcerated, paroled or on probation;
- (16) Signed authorization for a criminal background check;
- (17) License type and number if applicant holds other licenses issued by Board;
- (18) Whether the applicant requests to take the examination outside of North Carolina;
- (19) Signed authorization for release of social security number to the United State Social Security Association for purposes of verification of social security number; and
- (20) If applicable, any military or military spouse experience claimed

(b) Applicants for a plumbing or heating examination shall present evidence when submitting an application to establish completion of 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 when submitting an application to establish completion of 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

1 which is hereby incorporated by reference, including all subsequent editions and amendments. The document may be  
2 accessed free of charge at <http://www.nfpa.org/codes-and-standards/>. Residential Fire Sprinkler Installation  
3 Contractors shall maintain a Plumbing Contractor license as a condition of renewal of the Residential Fire Sprinkler  
4 Installation Contractor license.

5 (i) Applicants for Licensure as a plumbing or heating Class I technician shall present evidence adequate to establish  
6 3000 hours of full-time experience in the installation, maintenance, service, or repair of plumbing or heating systems  
7 related to the category for which a technician license is sought, whether or not a license was required for the work  
8 performed. Applicants for a license as a plumbing or heating Class II technician shall present evidence adequate to  
9 establish 2500 hours of full-time experience in the installation, maintenance, service, or repair of plumbing or heating  
10 systems related to the category for which a technician license is sought, whether or not a license was required for the  
11 work performed. Applicants for a license as a fuel piping Class I technician shall present evidence adequate to establish  
12 1500 hours of experience in the installation, maintenance, service, or repair of fuel piping, whether or not a license  
13 was required for the work performed. Applicants for a license as a fuel piping Class II technician shall present evidence  
14 adequate to establish 1500 hours of experience in the installation, maintenance, service, or repair of fuel piping,  
15 whether or not a license was required for the work performed. Up to one-half of the experience may be in academic  
16 or technical training related to the field of endeavor for which the examination is requested.

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

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

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

29 (m) Applicants for [a license] licensure as a Limited Plumbing Water Heater Replacement Contractor [license] shall  
30 present evidence at the time of application to establish that they have held a heating or fuel piping technician or  
31 contractor license for a minimum of two years, are in good standing with the [board] Board, and has attended and  
32 completed a 6-hour course approved by the [board] Board that covers North Carolina State Residential Plumbing  
33 codes requirements, [sizing] sizing, and installation techniques that relate to the replacement of an existing potable  
34 water heaters.

35  
36 *History Note: Authority G.S. 87-18; 87-21(b);*  
37 *Eff. February 1, 1976;*

1 ~~21 NCAC 50.0521~~ 21 NCAC 50 .0521 is adopted with changes as published in NCR 40: 14, ~~pages 1215-1218~~, 40:14  
2 NCR 1215 as follows:

3  
4 **21 NCAC 50 .0521 LIMITED PLUMBING WATER HEATER REPLACEMENT CONTRACTOR**  
5 **LICENSE**

6 Licensure in the Limited Plumbing Water Heater Replacement classification is required of persons who do not possess  
7 a license as a plumbing contractor, but contract the replacement of a potable water heater under the following  
8 limitations:

- 9 (1) The water heater is being installed in a single family detached residential dwelling.  
10 (2) The contractor shall install the water heater in the same area as the water heater being replaced and  
11 can install no more than a total of 10 lineal feet of water distribution piping to properly connect the  
12 water heater to the existing water distribution system.  
13 (3) The ~~Restricted Limited Plumbing~~ Water Heater Replacement Contractor licensee ~~[cannot]~~ shall not  
14 install recirculating loop piping but may reconnect to existing loop piping as long as the total lineal  
15 footage of water distribution pipe for the water heater replacement does not exceed 10 lineal feet.  
16 (4) All work meets the minimum standard of the North Carolina Building Codes and permitting  
17 ~~[requirements.]~~ requirements as incorporated by reference in 21 NCAC 50 .0414 of this Section.

18  
19 *History Note: Authority G.S. 87-18; 87-21;*  
20 *Eff. June 1, 2026; Eff. June 1, 2026.*

1 21 NCAC 50 .1101 is amended as published in NCR 40: 14, ~~pages 1215-1218~~, 40:14 NCR 1215 as follows:

2  
3 **21 NCAC 50 .1101 EXAMINATION FEES**

4 (a) An application to reissue or transfer a license to a different corporation, ~~[partnership]~~ partnership, or individual  
5 name requires a fee of twenty-five dollars (\$25.00).

6 (b) An application to issue or transfer a license to the license of an existing licensee requires a fee of twenty-five  
7 dollars (\$25.00).

8 (c) An application for a license by examination requires a fee of ~~one hundred dollars (\$100.00)~~, one hundred-fifty  
9 dollars (\$150.00), consisting of an application fee of ~~twenty-five dollars (\$25.00)~~ seventy-five dollars (\$75.00) and an  
10 examination fee of seventy-five dollars (\$75.00), which is nonrefundable. Upon passage of the examination, the  
11 license fee set forth in ~~[21 NCAC 50.1102]~~ 21 NCAC 50 .1102 must be paid to obtain the license within 45 days of  
12 notification of the result of the examination, except that anyone passing the examination on or after October 1 of any  
13 year may elect to obtain a license for the following year rather than the year in which the exam was passed.

14  
15 *History Note: Authority G.S. 87-18; 87-22.1; 87-22; 87-26;*  
16 *Eff. May 1, 1989;*  
17 *Temporary Amendment Eff. November 17, 1989 for a period of 77 days to expire on February 1,*  
18 *1990;*  
19 *Amended Eff. August 1, 2000; November 1, 1993; March 1, 1990;*  
20 *Temporary Amendment Eff. August 31, 2001;*  
21 *Amended Eff. March 1, 2005; December 1, 2003; April 1, 2003; December 4, 2002;*  
22 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22,*  
23 *2015;*  
24 *Amended Eff. June 1, 2026; March 1, 2023.*  
25  
26

## Burgos, Alexander N

---

**Subject:** FW: [External] Re: Rules Submitted for Review at the May 2026 RRC Meeting

---

**From:** Reed Fountain <Reed.Fountain@youngmoorelaw.com>  
**Sent:** Wednesday, May 6, 2026 10:57 AM  
**To:** Miller, Christopher S <christopher.miller@oah.nc.gov>  
**Cc:** Burgos, Alexander N <alexander.burgos@oah.nc.gov>  
**Subject:** RE: [External] Re: Rules Submitted for Review at the May 2026 RRC Meeting

**CAUTION:** External email. Do not click links or open attachments unless verified. Report suspicious emails with the Report Message button located on your Outlook menu bar on the Home tab.

Thank you for your email and our discussions.



Reed N. Fountain  
Young Moore and Henderson, P.A.  
3101 Glenwood Avenue, Suite 200  
Raleigh, NC 27612  
(919)782-6860  
(919) 782-6753 (fax)  
[rmf@ymh.com](mailto:rmf@ymh.com)

The information contained in this email message is intended only for the personal and confidential use of the recipient(s) named above. This message may be an attorney-client communication and as such is privileged and confidential. If the reader of this message is not the intended recipient or an agent responsible for delivering it to the intended recipient, you are hereby notified that you have received this communication in error and that any review, dissemination, distribution, or copying of this message is strictly prohibited. If you have received this communication in error, please notify the sender immediately and delete the original message.

---

**From:** Miller, Christopher S <[christopher.miller@oah.nc.gov](mailto:christopher.miller@oah.nc.gov)>  
**Sent:** Wednesday, May 6, 2026 10:54 AM  
**To:** Reed Fountain <[Reed.Fountain@youngmoorelaw.com](mailto:Reed.Fountain@youngmoorelaw.com)>  
**Cc:** Burgos, Alexander N <[alexander.burgos@oah.nc.gov](mailto:alexander.burgos@oah.nc.gov)>  
**Subject:** RE: [External] Re: Rules Submitted for Review at the May 2026 RRC Meeting

Reed,  
FYI – Here is a link to the new Form Requirements Guidance that I mentioned during our call:

<https://www.oah.nc.gov/rrc-guidance-form-requirements-rules/open>

Best,  
Chris

**Chris Miller**

Rules Review Commission Counsel  
North Carolina Office of Administrative Hearings | Rules Division  
1711 New Hope Church Road  
Raleigh, NC 27609  
(984) 236-1935

**NOTICE:** E-mail correspondence to and from this address may be subject to the North Carolina Public Records Law and may be disclosed to third parties by authorized State officials.

---

**From:** Reed Fountain <[Reed.Fountain@youngmoorelaw.com](mailto:Reed.Fountain@youngmoorelaw.com)>  
**Sent:** Tuesday, May 5, 2026 2:55 PM  
**To:** Miller, Christopher S <[christopher.miller@oah.nc.gov](mailto:christopher.miller@oah.nc.gov)>  
**Cc:** Burgos, Alexander N <[alexander.burgos@oah.nc.gov](mailto:alexander.burgos@oah.nc.gov)>; Miller, Christopher S <[christopher.miller@oah.nc.gov](mailto:christopher.miller@oah.nc.gov)>  
**Subject:** [External] Re: Rules Submitted for Review at the May 2026 RRC Meeting

**CAUTION:** External email. Do not click links or open attachments unless verified. Report suspicious emails with the Report Message button located on your Outlook menu bar on the Home tab.

Does 10 am tomorrow work for you?

Reed Fountain

On May 5, 2026, at 2:49 PM, Miller, Christopher S <[christopher.miller@oah.nc.gov](mailto:christopher.miller@oah.nc.gov)> wrote:

Mr. Fountain,

Confirming receipt of your voicemail. I'd be happy to answer your questions tomorrow. Do you have a preferred time for a call? My calendar is open all day.

Best,  
Chris

**Chris Miller**

Rules Review Commission Counsel  
North Carolina Office of Administrative Hearings | Rules Division  
1711 New Hope Church Road  
Raleigh, NC 27609  
(984) 236-1935

**NOTICE:** E-mail correspondence to and from this address may be subject to the North Carolina Public Records Law and may be disclosed to third parties by authorized State officials.

---

**From:** Miller, Christopher S <[christopher.miller@oah.nc.gov](mailto:christopher.miller@oah.nc.gov)>  
**Sent:** Friday, May 1, 2026 11:38 AM  
**To:** [Reed.Fountain@youngmoorelaw.com](mailto:Reed.Fountain@youngmoorelaw.com)

**Cc:** Burgos, Alexander N <[alexander.burgos@oah.nc.gov](mailto:alexander.burgos@oah.nc.gov)>; Miller, Christopher S <[christopher.miller@oah.nc.gov](mailto:christopher.miller@oah.nc.gov)>

**Subject:** Rules Submitted for Review at the May 2026 RRC Meeting

Hello,

I'm the staff attorney who reviewed the rules submitted by the **State Board of Examiners of Plumbing, Heating and Fire Sprinkler Contractors** for the May 2026 RRC meeting. The RRC will formally review these rules at its meeting on Thursday, May 28, 2026, at 10:00 a.m. The meeting will be a hybrid of in-person and WebEx attendance, and an evite should be sent to you as we get close to the meeting. If there are any other representatives from your agency who want to attend virtually, please let me know prior to the meeting, and we will get evites out to them as well.

Attached is my Request for Changes pursuant to G.S. 150B-21.10. Please submit the responses and revised rules to me via email, no later than **5 p.m. on May 14, 2026**.

Let me know if you have any questions.

Best,  
Chris

**Chris Miller**

Rules Review Commission Counsel  
North Carolina Office of Administrative Hearings | Rules Division  
1711 New Hope Church Road  
Raleigh, NC 27609  
(984) 236-1935

**NOTICE:** E-mail correspondence to and from this address may be subject to the North Carolina Public Records Law and may be disclosed to third parties by authorized State officials.

---

Email correspondence to and from this address may be subject to the North Carolina Public Records Law and may be disclosed to third parties by an authorized state official.