

April 6, 2009

H 1105. AMEND LAWS/REFRIGERATION CONTRACTORS. Filed 4/6/09. *TO AMEND THE LAWS REGULATING REFRIGERATION CONTRACTORS.*

Amends GS 87-58(a), defining *refrigeration trade or business*, to provide that GS Chapter 87, Article 5 does not apply to: (1) the installation of self-contained commercial refrigeration units that are equipped with an Original Equipment Manufacturer (OEM) molded plug that does not require the opening of service valves or the replacement of lamps, fuses, and door gaskets (was, replacement of lamps and fuses), nor, (2) self-contained refrigeration appliances equipped with an OEM molded plug connected to suitable receptacles which have been permanently installed and do not require the opening of service valves.

Amends GS 87-58(d) to provide that regular examinations for licensing in refrigeration are to be given in the office of the State Board of Refrigeration Examiners (Board) by appointment (was, given in the months of April and October annually and additionally as the Board deems necessary).

Amends GS 87-59 to authorize the Board to adopt and publish rules and regulations (was, guidelines) consistent with the provisions of GS Chapter 87, Article 5 and GS Chapter 150B (was, Article 5). Also provides that when the Board accepts an offer to compromise the charge where the accused pays a penalty (not to exceed \$1,000) to the Board, the penalty funds are to be remitted to the Civil Penalty and Forfeiture Fund (was, the General Fund) in accordance with GS 115C-457.2.

Amends GS 87-61 to make a violation of any of the provisions of Article 5 a Class 3 misdemeanor (was, Class 2).

Amends GS 87-61.1 to authorize the Board to employ or retain legal counsel for matters and purposes the Board deems fit and proper, subject to GS 114-2.3.

Enacts new GS 87-63.1 to authorize the Board to own or otherwise deal with real property in the same manner as a private person or a corporation, subject only to the approval of the Governor and the Counsel of State. Limits collateral pledged by the Board for an encumbrance to the assets, income, and revenues of the Board. Also provides that the Board may rent or purchase equipment and supplies, and purchase liability insurance or other insurance to cover its activities, operations, or employees.

Amends GS 87-64 to provide that effective January 1, 2012, the Board may require that licensees complete continuing education courses in subjects related to refrigeration contracting as a prerequisite to the annual renewal of a license.

Intro. by Martin.

GS 87

May 7, 2009

H 1105. AMEND LAWS/REFRIGERATION CONTRACTORS. Filed 4/6/09. House committee substitute makes the following changes to 1st edition. Changes the effective date (1) for the provision amending GS 87-59, to October 1, 2009; (2) for the provision amending GS 87-61, to December 1, 2009, and applies to offenses occurring on or after that date; and (3) for the provision amending GS 87-64, to January 1, 2012 (was, the entire act was effective when it became law).

May 12, 2009

H 1105. AMEND LAWS/REFRIGERATION CONTRACTORS. Filed 5/6/09. House committee substitute makes the following changes to 2nd edition. Amends GS 87-58(a) to provide that the provisions of GS Chapter 87, Article 5 (Refrigeration Contractors) are not to repeal any wording, phrase, or paragraph set forth in Article 2 (Plumbing and Heating Contractors) of GS Chapter 87. Provides that Article 5 does not apply to the installation and servicing of domestic household self-contained refrigeration appliances equipped with an Original Equipment Manufacturer molded plug connected to suitable, permanently installed receptacles that do not require the opening of service valves. Changes the effective date for GS 87-59(d) as amended to effective when it becomes law (was, effective October 1, 2009). Makes technical and organizational changes.

July 27, 2009

SL 2009-333 (H 1105). AMEND LAWS/REFRIGERATION CONTRACTORS. AN ACT TO AMEND THE LAWS REGULATING REFRIGERATION CONTRACTORS. Summarized in *Daily Bulletin* 4/6/09, 5/7/09, and 5/12/09. Enacted July 24, 2009. Section 3 is effective October 1, 2009. Section 5 is effective December 1, 2009. Section 8 is effective January 1, 2012. The remainder is effective July 24, 2009.