

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2019

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SENATE BILL 553  
Agriculture/Environment/Natural Resources Committee Substitute Adopted 5/23/19  
Third Edition Engrossed 6/10/19  
House Committee Substitute Favorable 6/25/19  
House Committee Substitute #2 Favorable 6/28/19  
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Short Title: Regulatory Reform Act of 2019.

(Public)

Sponsors:

Referred to:

April 3, 2019

1 A BILL TO BE ENTITLED  
2 AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH  
3 CAROLINA.

4 The General Assembly of North Carolina enacts:

5  
6 **PART I. STATE AND LOCAL GOVERNMENT REGULATION**

7  
8 **INCREASE LIMITS ON PUBLIC EMPLOYEES BENEFITTING FROM PUBLIC**  
9 **CONTRACTS**

10 **SECTION 1.(a)** G.S. 14-234 reads as rewritten:

11 **"§ 14-234. Public officers or employees benefiting from public contracts; exceptions.**

12 ...

13 (d1) Subdivision (a)(1) of this section does not apply to (i) any elected official or person  
14 appointed to fill an elective office of a village, town, or city having a population of no more than  
15 15,000 according to the most recent official federal census, (ii) any elected official or person  
16 appointed to fill an elective office of a county within which there is located no village, town, or  
17 city with a population of more than 15,000 according to the most recent official federal census,  
18 (iii) any elected official or person appointed to fill an elective office on a city board of education  
19 in a city having a population of no more than 15,000 according to the most recent official federal  
20 census, (iv) any elected official or person appointed to fill an elective office as a member of a  
21 county board of education in a county within which there is located no village, town or city with  
22 a population of more than 15,000 according to the most recent official federal census, (v) any  
23 physician, pharmacist, dentist, optometrist, veterinarian, or nurse appointed to a county social  
24 services board, local health board, or area mental health, developmental disabilities, and  
25 substance abuse board serving one or more counties within which there is located no village,  
26 town, or city with a population of more than 15,000 according to the most recent official federal  
27 census, and (vi) any member of the board of directors of a public hospital if all of the following  
28 apply:

- 29 (1) The undertaking or contract or series of undertakings or contracts between the  
30 village, town, city, county, county social services board, county or city board  
31 of education, local health board or area mental health, developmental  
32 disabilities, and substance abuse board, or public hospital and one of its



officials is approved by specific resolution of the governing body adopted in an open and public meeting, and recorded in its minutes and the amount does not exceed twenty thousand dollars (\$20,000) for medically related services and ~~forty thousand dollars (\$40,000)~~ sixty thousand dollars (\$60,000) for other goods or services within a 12-month period.

- (2) The official entering into the contract with the unit or agency does not participate in any way or vote.
- (3) The total annual amount of contracts with each official, shall be specifically noted in the audited annual financial statement of the village, town, city, or county.
- (4) The governing board of any village, town, city, county, county social services board, county or city board of education, local health board, area mental health, developmental disabilities, and substance abuse board, or public hospital which contracts with any of the officials of their governmental unit shall post in a conspicuous place in its village, town, or city hall, or courthouse, as the case may be, a list of all such officials with whom such contracts have been made, briefly describing the subject matter of the undertakings or contracts and showing their total amounts; this list shall cover the preceding 12 months and shall be brought up-to-date at least quarterly.

...."

**SECTION 1.(b)** This section is effective when it becomes law and applies to contracts executed on or after that date.

**AMENDMENTS TO THE 2018 NORTH CAROLINA BUILDING CODE AND PLUMBING CODE**

**SECTION 2.(a)** Definitions. – As used in this section, "Council" means the Building Code Council, "Building Code" means the 2018 North Carolina Building Code as adopted by the Council, and "Plumbing Code" means the 2018 North Carolina Plumbing Code as adopted by the Council.

**SECTION 2.(b)** Section 2902.6 of the Building Code and Table 403.1 of the Plumbing Code. – Until the effective date of the revised permanent rules that the Building Code Council is required to adopt pursuant to subsection (d) of this section, the Council shall implement the applicable requirements of Section 2902.6 of the Building Code and Table 403.1 of the Plumbing Code, as provided in subsection (c) of this section.

**SECTION 2.(c)** Implementation. – The Council shall (i) not require drinking fountains for an occupant load of 30 or fewer, (ii) only require one water closet for business occupancies with an occupant load of 30 or fewer, and (iii) not require a service sink for business and mercantile occupancies with an occupant load of 30 or fewer.

**SECTION 2.(d)** Additional Rule-Making Authority. – The Council shall adopt rules to amend Section 2902.6 of the Building Code and Table 403.1 of the Plumbing Code consistent with subsection (c) of this section. Notwithstanding G.S. 150B-19(4), the rules adopted by the Council, pursuant to this section, shall be substantively identical to the provisions of subsection (c) of this section. Rules adopted pursuant to this section are not subject to Part 3 of Article 2A of Chapter 150B of the General Statutes. Rules adopted pursuant to this section shall become effective as provided in G.S. 150B-21.3(b1) as though 10 or more written objections had been received as provided by G.S. 150B-21.3(b2).

**SECTION 2.(e)** Sunset. – This section expires when permanent rules adopted as required by subsection (d) of this section become effective.

**BUILDING CODE WASTE ACCUMULATION PROVISIONS**

1           **SECTION 3.(a)** Definitions. – As used in this act, "Council" means the Building  
2 Code Council, "Code" means the 2018 North Carolina Fire Prevention Code (NCFPC) as adopted  
3 by the Council, and "exit obstruction and waste accumulation provisions" means sections 1031.2  
4 (Reliability), 1031.3 (Obstructions), 304.1 (Waste Accumulation Prohibited), and 304.2  
5 (Storage) of the Code.

6           **SECTION 3.(b)** New Code Amendment. – Until the effective date of revised  
7 permanent rules the Council is required to adopt pursuant to subsection (d) of this section, the  
8 Council and local governments enforcing the Code shall follow the provisions of subsection (c)  
9 of this section with respect to exit obstruction and waste accumulation.

10           **SECTION 3.(c)** Implementation. – Notwithstanding any provision of the Code to  
11 the contrary, code enforcement authorities with jurisdiction over apartment occupancies shall  
12 permit doorstep refuse and recycling collection containers which stand upright on their own and  
13 do not leak liquids when standing upright in exit access corridors as follows:

- 14           (1) With respect to apartment occupancies, when all of the following conditions  
15 exist:
- 16           a. The maximum doorstep refuse and recycling collection container size  
17 does not exceed 15 gallons and the number of containers does not  
18 exceed one refuse and one recycling collection container for a total of  
19 two containers per dwelling unit.
  - 20           b. Waste in a doorstep refuse and recycling collection container is not  
21 placed in the exit access corridors for single periods exceeding five  
22 hours.
  - 23           c. Doorstep refuse and recycling collection containers do not occupy the  
24 exit access corridors for single periods exceeding 12 hours.
  - 25           d. Doorstep refuse and recycling collection containers do not reduce the  
26 means of egress width below that required under sections 1005 and  
27 1020.2 of the Code.
  - 28           e. Management staff of the apartment occupancy have written policies  
29 and procedures in place and enforce them to ensure compliance with  
30 this subdivision, and, upon request, provide a copy of such policies  
31 and procedures to the code enforcement authority having jurisdiction.
- 32           (2) The code enforcement authority having jurisdiction may approve alternative  
33 containers and storage arrangements that are demonstrated to provide an  
34 equivalent level of safety to that provided under subdivision (1) of this section.
- 35           (3) To provide a transition period for compliance with the requirements of this  
36 section, code enforcement authorities having jurisdiction shall allow  
37 apartment occupancies a phase-in period until December 31, 2020, to comply  
38 with this subsection.
- 39           (4) The use of doorstep refuse and recycling collection containers in apartment  
40 occupancies with exit access corridors or open-air corridors with balconies  
41 served by exterior exit stairs is revocable by the fire code enforcement official  
42 having jurisdiction for violations of sub-subdivision (c)(1)e. of this section.

43           **SECTION 3.(d)** Rule-Making Authority. – Notwithstanding G.S. 150B-19(4), the  
44 Council shall revise the exit obstruction and waste accumulation provisions of the NCFPC in a  
45 manner similar to the provisions of subsection (c) of this section.

46           **SECTION 3.(e)** Sunset. – Subsection (c) of this section expires on the date that  
47 permanent rules adopted pursuant to subsection (d) of this section become effective. The Council  
48 may adopt temporary rules to implement this act.

49           **SECTION 3.(f)** Effective Date. – This section becomes effective July 1, 2019.  
50

**MODIFY REAL ESTATE LICENSING REQUIREMENTS FOR TIME SHARE SALESPEOPLE****SECTION 4.** G.S. 93A-40(a) reads as rewritten:

"(a) It shall be unlawful for any person in this State to engage or assume to engage in the business of a time share salesperson ~~without first obtaining a real estate broker license issued by the North Carolina Real Estate Commission under the provisions of Article 1 of this Chapter, and it shall be unlawful for a time share developer or time share salesperson to sell or offer to sell a time share located in this State without the time share developer first obtaining a certificate of registration for the time share project to be offered for sale issued by the North Carolina Real Estate Commission under the provisions of this Article. A time share salesperson shall be a licensed real estate broker subject to the provisions of this Chapter unless the time share salesperson meets the requirement for exemption set forth in G.S. 93A-2(c)(1) or is an employee of the registered time share developer, and their income is reported on IRS Form W-2 of the registered time share developer.~~"

**STUDY ONLINE CONTINUING EDUCATION REQUIREMENTS**

**SECTION 5.(a)** Every occupational licensing board as defined in Chapter 93B of the General Statutes shall study and report on any available options offered for online continuing education if continuing education is a requirement for licensure under the occupational licensing board's applicable laws or regulations. The study and report shall include:

- (1) A list and description of every option for continuing education made available to each licensee, including every traditional method, and every online method, if any are offered. If no online methods are offered, a detailed explanation as to why none are offered, which shall include any logistical, cost, legal, or other concerns.
- (2) The approximate number of offerings made available for each method and the cost associated with each offering. The cost shall include a description of the fees charged to the licensee for the continuing education and the associated cost to the occupational licensing board for providing the continuing education offering.
- (3) A description of how each method of continuing education offered is accessed by the licensee.

**SECTION 5.(b)** Each occupational licensing board required to study and report under subsection (a) of this section shall provide its report to the Joint Legislative Administrative Procedure Oversight Committee and the Program Evaluation Division no later than December 1, 2019.

**EXEMPT ONSLOW COUNTY FROM VEHICLE EMISSIONS TESTING****SECTION 6.(a)** G.S. 143-215.107A(c) reads as rewritten:

"(c) Counties Covered. – Motor vehicle emissions inspections shall be performed in the following counties: Alamance, Buncombe, Cabarrus, Cumberland, Davidson, Durham, Forsyth, Franklin, Gaston, Guilford, Iredell, Johnston, Lee, Lincoln, Mecklenburg, New Hanover, ~~Onslow, Randolph, Rockingham, Rowan, Union, and Wake.~~"

**SECTION 6.(b)** No later than December 31, 2019, the Department of Environmental Quality shall prepare and submit to the United States Environmental Protection Agency for approval by that agency a proposed North Carolina State Implementation Plan amendment based on the change to the motor vehicle emissions testing program provided in this section.

**SECTION 6.(c)** Subsection (a) of this section becomes effective on the later of the following dates and applies to motor vehicles inspected, or due to be inspected, on or after that effective date:

- (1) January 1, 2020.

1 (2) The first day of a month that is 60 days after the Secretary of the Department  
2 of Environmental Quality certifies to the Revisor of Statutes that the United  
3 States Environmental Protection Agency has approved an amendment to the  
4 North Carolina State Implementation Plan submitted as required by Section 2  
5 of this act. The Secretary shall provide this notice along with the effective date  
6 of this act on its Web site and by written or electronic notice to emissions  
7 inspection mechanic license holders, emissions inspection station licensees,  
8 and self-inspector licensees in the county where motor vehicle emissions  
9 inspection requirements are removed by this act.

10 **SECTION 6.(d)** Except as otherwise provided, this section is effective when it  
11 becomes law.

### 12 **ADOPT 2017 FOOD CODE**

13 **SECTION 7.** Notwithstanding G.S. 150B-19(4), the Commission for Public Health  
14 may adopt rules to incorporate all or part of the 2017 edition of the United States Food and Drug  
15 Administration Food Code.  
16

### 17 **TEMPORARY EVENT VENUES**

18 **SECTION 8.(a)** Part 3 of Article 18 of Chapter 153A of the General Statutes is  
19 amended by adding a new section to read:

20 **"§ 153A-341.4 Temporary event venues authorized.**

21 A county may, by ordinance, establish a process to permit temporary event venues using the  
22 procedure prescribed in G.S. 160A-383.6."

23 **SECTION 8.(b)** Part 3 of Article 19 of Chapter 160A of the General Statutes is  
24 amended by adding a new section to read:

25 **"§ 160A-383.6. Temporary event venues authorized.**

26 (a) A city may, by ordinance, establish a process to permit temporary event venues as  
27 provided in this section. A temporary event venue shall be defined as an existing publicly or  
28 privately owned building or structure suitable for use as a site for public or private events relating  
29 to entertainment, education, marketing, meetings, sales, trade shows, and any other activities or  
30 occasions that the city may, by ordinance, authorize. A temporary event shall be one lasting no  
31 longer than 72 hours each.

32 (b) A city may consider a temporary event venue as a permitted accessory use in any of  
33 its zoning districts. Enactment of a temporary event venue ordinance and issuance of a temporary  
34 event permit under this section shall not be considered a zoning map amendment under this  
35 Article.

36 (c) Only one temporary event venue shall be allowed on a lot or parcel of land. The  
37 temporary event venue permitted under this section shall not require a special use permit or be  
38 subjected to any other local zoning requirements beyond those imposed upon other authorized  
39 accessory use structures, except as otherwise provided in this section. Except as provided in  
40 subsection (h) of this section, for each temporary event venue issued a permit under this section,  
41 no more than 24 temporary events may be conducted in a calendar year.

42 (d) An ordinance authorizing temporary event venues shall set forth the following:

43 (1) The zoning districts within which a temporary event venue may lie.

44 (2) The process by which a person seeking a temporary event venue permit, or its  
45 renewal, must utilize.

46 (3) The specific criteria to be considered by the city when determining whether  
47 to issue a temporary event venue permit. The criteria shall include the  
48 character of the district in which the permit is sought and the site's suitability  
49 for use as a temporary event venue.  
50

- 1           (4)    The temporary events, not inconsistent with subsection (a) of this section,  
2                authorized in the venue.  
3           (5)    The duration of the temporary event venue permit.  
4           (6)    Any capacity limitations of the temporary event venue.  
5           (7)    The fee structure for the fees authorized by this section.  
6           (8)    Any other relevant matters.

7           (e)    Any person proposing to operate a temporary event venue shall first obtain a permit  
8 from the city. The issuance of a temporary event venue permit shall not be considered a  
9 quasi-judicial act. The city may charge a fee of up to one hundred dollars (\$100.00) for the initial  
10 permit and an annual renewal fee of up to fifty dollars (\$50.00). Before issuing or renewing a  
11 temporary event venue permit, a city shall conduct an inspection of the proposed temporary event  
12 venue to ensure that the health, safety, and welfare of the public will not be impaired by  
13 attendance at or participation in a temporary event. The inspection shall address the general  
14 structural stability of the temporary event venue, its fire safety, and whether it has sufficient toilet  
15 facilities taking into consideration its capacity.

16          (f)    Subject to the provisions of this subsection, a city may require the permit applicant to  
17 take reasonable measures to address any safety or public health concerns raised by the inspection  
18 conducted under subsection (e) of this section. No permit shall be required under the North  
19 Carolina State Building Code or any local variant approved under G.S. 143-138(e) for any  
20 construction, installation, repair, replacement, or alteration of a temporary event venue either  
21 required by the city as a result of the inspection conducted under subsection (e) of this section or  
22 undertaken by the permittee to otherwise improve the temporary event venue. A city may require  
23 use of temporary toilet facilities at temporary events. Nothing in this section shall be construed  
24 to exempt a temporary event venue from compliance with federal law, rules, or regulations.

25          (g)    The Building Code Council shall create an inspection checklist that may be used by  
26 counties and cities for inspections conducted under subsection (e) of this section. Nothing shall  
27 prohibit counties and cities from conducting inspections and issuing temporary event venue  
28 permits prior to promulgation by the Building Code Council of the checklist.

29          (h)    Nothing shall preclude a permittee operating under a temporary event venue permit  
30 from seeking a rezoning of the parcel to a zoning district that would allow a permitted use of the  
31 venue for events of the type authorized by a temporary event permit. Any such rezoning  
32 application would be subject to the requirements of this Article. If a rezoning application is  
33 submitted in good faith, a city may authorize the temporary event venue to hold more than 24  
34 temporary events in one calendar year while the rezoning is pending. If the temporary event  
35 venue is rezoned, the temporary event venue permit shall become void and the venue shall  
36 operate under all rules, regulations, and requirements of law, including the North Carolina State  
37 Building Code, any local variant under G.S. 143-138(e), and city ordinances."

38           **SECTION 8.(c)** G.S. 143-138 reads as rewritten:

39           **"§ 143-138. North Carolina State Building Code.**

40            ...

41           (b21) Exclusion for Temporary Event Venues. – No permit shall be required under the  
42 North Carolina State Building Code or any local variant approved under subsection (e) of this  
43 section for any construction, installation, repair, replacement, or alteration of a temporary event  
44 venue issued a temporary event venue permit under G.S. 160A-383.6.

45            ...."

46           **SECTION 8.(d)** G.S. 160A-383.1 is amended by adding a new subsection to read:

47           (b21) Exclusion for Temporary Event Venues. – No permit shall be required under the  
48 North Carolina State Building Code or any local variant approved under subsection (e) of this  
49 section for any construction, installation, repair, replacement, or alteration of a temporary event  
50 venue issued a temporary event venue permit under G.S. 160A-383.6."

51           **SECTION 8.(e)** This section is effective October 1, 2019.

**NC PRE-K SCHOOL OPTIONS**

**SECTION 9.** The Division of Child Development and Early Education and the Director of the NC Pre-K program shall ensure that all entities operating NC Pre-K classrooms provide to the parent or guardian of each child participating in the NC Pre-K program a list of all public and private school options in the county in which the child resides.

**PART II. AGRICULTURE, ENERGY, ENVIRONMENT, AND NATURAL RESOURCES REGULATION****CLARIFY LANDFILL LIFE-OF-SITE FRANCHISE REQUIREMENTS**

**SECTION 10.** G.S. 130A-294(a4) reads as rewritten:

"(a4) In order to preserve long-term disposal capacity, a life-of-site permit issued for a sanitary landfill shall survive the expiration of a local government approval or franchise, and the local government shall allow the sanitary landfill to continue to operate until the term of the landfill's life-of-site permit expires provided that the owner or operator ~~has complied is in~~ substantial compliance with the terms of the local government approval or franchise ~~agreement, and remains in compliance with those terms after expiration of the approval or agreement until the life-of-site permit has expired.~~ agreement. In order to preserve any economic benefits included in the franchise, the County may extend the franchise under the same terms and conditions for the term of the life-of-site permit. The extension of the franchise hereby shall not trigger the requirements for a new permit, a major permit modification, or a substantial amendment to the permit. This subsection only applies to valid and operative franchise agreements in effect on October 1, 2015."

**REPURPOSE PRE-REGULATORY LANDFILL FUNDS**

**SECTION 11.** Section 13.2 of S.L. 2018-5, as amended by Section 4.2 of S.L. 2018-97, reads as rewritten:

**SECTION 13.2.** Notwithstanding G.S. 130A-310.11(b), up to two million dollars (\$2,000,000) of the funds credited to the Inactive Hazardous Sites Cleanup Fund under G.S. 105-187.63 for the assessment and remediation of pre-1983 landfills shall instead be used by the Department of Environmental Quality's Division of Waste Management to provide a matching grant to Charlotte Motor Speedway, LLC, (CMS) for the purpose of remediation activities at the Charlotte Motor Speedway in Cabarrus County. The Division shall provide one dollar (\$1.00) for every ~~two one non-State dollars (\$2.00) dollar (\$1.00)~~ provided in kind or otherwise, up to a maximum of two million dollars (\$2,000,000) for the matching grant described in this section. CMS may allocate all or a portion of the grant provided by this section to an entity that controls CMS or an entity controlled by CMS. Entities receiving such an allocation shall be considered a subgrantee as defined in G.S. 143C-6-23."

**STUDY EXPRESS PERMITTING EXPANSION**

**SECTION 12.** The Department of Environmental Quality shall study and report on additional positions and funding needed as well as any changes in State or federal laws and regulations necessary to expand the Department's express permitting programs to include additional types of permits typically required for job creating and real estate development or redevelopment activities. Additional permits considered in the study shall include, at a minimum, permits for facilities not discharging to the surface waters of the State under Article 21 of Chapter 143 of the General Statutes and permits to apply petroleum-contaminated soil to land authorized under G.S. 143-215.1. The Department shall provide its report and recommendations to the Environmental Review Commission, the Joint Legislative Oversight Committee on Agriculture

1 and Natural and Economic Resources, and the Fiscal Research Division no later than March 1,  
2 2020.

### 4 **EXTEND EMERGENCY GENERAL PERMIT DEADLINES**

5 **SECTION 13.** CAMA Emergency General Permit Extension. – Notwithstanding the  
6 time lines set forth in 15A NCAC 07H .2502 or other applicable law to the contrary, Coastal  
7 Area Management Act Emergency General Permits authorized in response to Hurricanes  
8 Florence and Michael and activated by the Secretary of the Department of Environmental Quality  
9 in a September 20, 2018, statement, as amended on October 12, 2018, shall be subject to the  
10 following schedule:

- 11 (1) All emergency general permits must be issued by October 12, 2019.  
12 (2) All work authorized by the emergency general permits must be completed by  
13 October 12, 2020.  
14

### 15 **WASTEWATER RESERVE PRIORITY**

16 **SECTION 14.(a)** G.S. 159G-23 reads as rewritten:

#### 17 **"§ 159G-23. Priority consideration for loan or grant from Wastewater Reserve or Drinking** 18 **Water Reserve.**

19 The considerations for priority in this section apply to a loan or grant from the Wastewater  
20 Reserve or the Drinking Water Reserve. The Division of Water Infrastructure must consider the  
21 following items when evaluating applications:

22 ...

- 23 (2) Effect on impaired waters. – A project that improves designated impaired  
24 waters of the ~~State~~State, with greater priority given to projects that improve  
25 designated impaired waters of the State that serve as a public water supply for  
26 a large public water system. For purposes of this subdivision, a large public  
27 water system is one serving more than 175,000 service connections.

28 ...

- 29 (11) ~~State water supply plan.~~Improve regional coordination. – A project that  
30 addresses a potential conflict between local plans or implements a measure in  
31 which local water supply plans could be better ~~coordinated, as identified in~~  
32 ~~the State water supply plan pursuant to G.S. 143-355(m).~~coordinated.

33 ...

- 34 (14) Disproportionate burden to protect water supply of higher-wealth neighboring  
35 local government unit. – Wastewater system improvements made by a local  
36 government unit in order to protect or preserve the water supply of a  
37 neighboring local government unit that has a lower poverty rate, lower utility  
38 bills, higher population growth, higher median household incomes, and lower  
39 unemployment."

40 **SECTION 14.(b)** This section becomes effective July 1, 2019, and applies to  
41 applications for loans or grants from the Wastewater Reserve or the Drinking Water Reserve  
42 received by the Division of Water Infrastructure on or after that date.  
43

### 44 **PART III. MISCELLANEOUS REGULATORY REFORM PROVISIONS**

#### 45 **ARCHITECTURAL LICENSE EXCEPTION FOR SMALL PROJECTS**

46 **SECTION 15.** G.S. 83A-13 reads as rewritten:

#### 47 **"§ 83A-13. Exemptions.**

48 ...

49 (c) Nothing in this Chapter shall be construed to require an architectural license for the  
50 preparation, sale, or furnishing of plans, specifications and related data, or for the supervision of  
51



1 construction pursuant thereto, where the building, buildings, or project involved is in one of the  
2 following categories:

3 ...

4 (3) An institutional or commercial building if it does not have a total value  
5 exceeding ~~ninety thousand dollars (\$90,000);~~ two hundred thousand dollars  
6 (\$200,000);

7 (4) An institutional or commercial building if the total building area does not  
8 exceed ~~2,500-3,000~~ square feet in gross floor area;

9 ...

10 (c1) Notwithstanding subdivisions (c)(3) and (4) of this section, a commercial building  
11 project with a total value of less than ~~ninety thousand dollars (\$90,000)~~ two hundred thousand  
12 dollars (\$200,000) and a total project area of less than ~~2,500-3,000~~ square feet shall be exempt  
13 from the requirement for a professional architectural seal.

14 ...."

## 15 16 REVENUE LAWS STUDY

17 **SECTION 16.** The Revenue Laws Study Committee is directed to study issues  
18 related to the property taxation of outdoor advertising signs. The study shall review the methods  
19 used to determine the fair market value of outdoor advertising signs in North Carolina. When  
20 conducting the study, the committee may consider whether the Billboard Structures Valuation  
21 Guide published by the North Carolina Department of Revenue provides an accurate  
22 representation of the base costs for outdoor advertising structures in North Carolina, including  
23 whether the Department should use data on actual costs attributed to structures constructed in  
24 North Carolina, and any other issues the Committee deems relevant.

25 The Committee shall report its findings and any legislative recommendations to the  
26 2020 Regular Session of the 2019 General Assembly.

## 27 28 BROADBAND EASEMENTS

29 **SECTION 17.** G.S. 117-28.1 reads as rewritten:

30 "**§ 117-28.1. Electric membership corporations; easements.**

31 (a) Any easement owned, held, or otherwise used by an electric membership corporation  
32 for the purpose of electrification, as stated in G.S. 117-10 may also be used by the corporation,  
33 or its wholly owned subsidiary, for the ancillary purpose of supplying high-speed broadband  
34 service, where such use does not require additional construction and is ancillary to the  
35 electrification purposes for which broadband fiber is or was installed. Nothing in this subsection  
36 shall affect, abrogate, or eliminate in any way any obligation of the corporation or its wholly  
37 owned subsidiary to comply with any applicable requirements related to notice, safety, or  
38 permitting when constructing or maintaining lines or broadband fiber on, over, under, or across  
39 property owned or operated by a railroad company.

40 ...."

## 41 42 DESIGN STUDY

43 **SECTION 18.(a)** Study. – The Joint Legislative Program Evaluation Oversight  
44 Committee shall revise the biennial 2019-2020 work plan for the Program Evaluation Division  
45 to include a study on the standards applicable to interior designers in North Carolina. In  
46 conducting the study, the following shall be considered:

47 (1) Existing certification, licensure, and registration requirements in other states.

48 (2) Whether interior designers should be certified, licensed, or registered to  
49 practice in this State.

50 (3) Training requirements to be an interior designer in this State.

51 (4) The scope of practice for interior designers in this State.

(5) Any other issues the Program Evaluation Division deems relevant.

**SECTION 18.(b)** Report. – The Program Evaluation Division shall report its findings and recommendations from the study required under subsection (a) of this section to the Joint Legislative Program Evaluation Oversight Committee by March 15, 2020.

## MANUFACTURED HOMES INSTALLATION

**SECTION 19.(a)** G.S. 160A-383.1 is amended by adding a new subsection to read:

"(g) A city may require by ordinance that manufactured homes be installed in accordance with the Set-Up and Installation Standards adopted by the Commissioner of Insurance; provided, however, a city shall not require a masonry curtain wall or masonry skirting for manufactured homes located on land leased to the homeowner."

**SECTION 19.(b)** This section is effective October 1, 2019.

## ELECTRIC STANDUP SCOOTERS

**SECTION 20.(a)** G.S. 20-4.01 reads as rewritten:

### "§ 20-4.01. Definitions.

Unless the context requires otherwise, the following definitions apply throughout this Chapter to the defined words and phrases and their cognates:

...

(7c) Electric Standup Scooter. – A device with no more than three 12-inch or smaller diameter wheels that has handlebars, is designed to be stood upon by the user while riding, and is powered by an electric motor that is capable of propelling the device with or without human propulsion at a speed no greater than 20 miles per hour on a paved level surface.

~~(7e)~~(7d) Employer. – Any person who owns or leases a commercial motor vehicle or assigns a person to drive a commercial motor vehicle and would be subject to the alcohol and controlled substance testing provisions of 49 C.F.R. § 382 and also includes any consortium or third-party administrator administering the alcohol and controlled substance testing program on behalf of owner-operators subject to the provisions of 49 C.F.R. § 382.

...

(23) Motor Vehicle. – Every vehicle which is self-propelled and every vehicle designed to run upon the highways which is pulled by a self-propelled vehicle. Except as specifically provided otherwise, this term shall not include ~~mopeds or mopeds~~, electric assisted ~~bicycles~~-bicycles, or electric standup scooters.

...

(27) Passenger Vehicles. –

...

j. Moped. – A vehicle, other than a motor-driven ~~bicycle or bicycle~~, electric assisted bicycle, or electric standup scooter, that has two or three wheels, no external shifting device, a motor that does not exceed 50 cubic centimeters piston displacement and cannot propel the vehicle at a speed greater than 30 miles per hour on a level surface. The motor may be powered by electricity, alternative fuel, motor fuel, or a combination of each.

...

(49) Vehicle. – Every device in, upon, or by which any person or property is or may be transported or drawn upon a highway, excepting devices moved by human power or used exclusively upon fixed rails or tracks; provided, that for the purposes of this Chapter ~~bicycles and bicycles~~, electric assisted ~~bicycles~~ bicycles, and electric standup scooters shall be deemed vehicles and every

1 rider of a ~~bicycle or bicycle~~, an electric assisted ~~bicycle~~ bicycle, or electric  
 2 standup scooter upon a highway shall be subject to the provisions of this  
 3 Chapter applicable to the driver of a vehicle except those which by their nature  
 4 can have no application. This term shall not include a device which is designed  
 5 for and intended to be used as a means of transportation for a person with a  
 6 mobility impairment, or who uses the device for mobility enhancement, is  
 7 suitable for use both inside and outside a building, including on sidewalks,  
 8 and is limited by design to 15 miles per hour when the device is being operated  
 9 by a person with a mobility impairment, or who uses the device for mobility  
 10 enhancement. This term shall not include an electric personal assistive  
 11 mobility device as defined in subdivision (7b) of this section. Unless the  
 12 context requires otherwise, and except as provided under G.S. 20-109.2,  
 13 47-20.6, or 47-20.7, a manufactured home shall be deemed a vehicle.

14 ...."

15 **SECTION 20.(b)** G.S. 20-51 is amended by adding a new subdivision to read:

16 "(18) Electric standup scooters as defined in G.S. 20-4.01(7c)."

17 **SECTION 20.(c)** Any and all ordinances in effect on the effective date of this act or  
 18 hereinafter adopted by a municipality that conflict with the provisions of this act shall be null  
 19 and void. Upon the effective date of this act, any municipality that has adopted an ordinance or  
 20 regulation affecting electric standup scooters shall conduct a review of those ordinances and  
 21 regulations to ensure compliance with this act.

22 **SECTION 20.(d)** This section is effective when it becomes law and applies to  
 23 offenses committed on or after that date.

## 24 **LIMITED REGISTRATION PLATES/FINE COLLECTION**

25 **SECTION 21.(a)** G.S. 20-54 reads as rewritten:

26 "**§ 20-54. Authority for refusing registration or certificate of title.**

27 The Division shall refuse registration or issuance of a certificate of title or any transfer of  
 28 registration upon any of the following grounds:

29 ...

30  
 31 (6) The vehicle is not in compliance with the inspection requirements of Part 2 of  
 32 Article 3A of this Chapter or a civil penalty assessed as a result of the failure  
 33 of the vehicle to comply with that Part has not been paid. Notwithstanding this  
 34 subdivision, a dealer licensed under Article 12 of this Chapter may, on behalf  
 35 of a person purchasing a vehicle, obtain a limited registration plate pursuant  
 36 to G.S. 20-79.1A.

37 ...

38 (10) The North Carolina Turnpike Authority has notified the Division that the  
 39 owner of the vehicle has not paid the amount of tolls, fees, and civil penalties  
 40 the owner owes the Authority for use of a Turnpike project. Notwithstanding  
 41 this subdivision, a dealer licensed under Article 12 of this Chapter may, on  
 42 behalf of a person purchasing a vehicle, obtain a limited registration plate  
 43 pursuant to G.S. 20-79.1A.

44 (11) The Division has been notified (i) pursuant to G.S. 20-217(g2) that the owner  
 45 of the vehicle has failed to pay any fine imposed pursuant to G.S. 20-217 or  
 46 (ii) pursuant to G.S. 153A-246(b)(14) that the owner of the vehicle has failed  
 47 to pay a civil penalty due under G.S. 153A-246. Notwithstanding this  
 48 subdivision, a dealer licensed under Article 12 of this Chapter may, on behalf  
 49 of a person purchasing a vehicle, obtain a limited registration plate pursuant  
 50 to G.S. 20-79.1A.

1 (12) The owner of the vehicle has failed to pay any penalty or fee imposed pursuant  
2 to G.S. 20-311. Notwithstanding this subdivision, a dealer licensed under  
3 Article 12 of this Chapter may, on behalf of a person purchasing a vehicle,  
4 obtain a limited registration plate pursuant to G.S. 20-79.1A.

5 (13) The Division has been notified by the State Highway Patrol that the owner of  
6 the vehicle has failed to pay any civil penalty and fees imposed by the State  
7 Highway Patrol for a violation of Part 9 of Article 3 of this Chapter.  
8 Notwithstanding this subdivision, a dealer licensed under Article 12 of this  
9 Chapter may, on behalf of a person purchasing a vehicle, obtain a limited  
10 registration plate pursuant to G.S. 20-79.1A."

11 **SECTION 21.(b)** G.S. 20-79.1A(a)(1) reads as rewritten:

12 "(a) Eligibility. – A limited registration plate is issuable to any of the following:

13 (1) A person who applies, either directly or through a dealer licensed under  
14 Article 12 of this Chapter, for a title to a motor vehicle and a registration plate  
15 for the vehicle and who submits payment for the applicable title and  
16 registration fees but does not submit payment for any municipal corporation  
17 property taxes on the vehicle. A person who submits payment for municipal  
18 corporation property taxes receives an annual registration plate. A dealer shall  
19 notify the person purchasing a vehicle of any outstanding civil penalties, fees,  
20 tolls, and obligations owed that are of record and that are known by the dealer  
21 at the time the dealer applies for a title to a motor vehicle and a registration  
22 plate for the vehicle under this section."

23 **SECTION 21.(c)** This section is effective when it becomes law.  
24

## 25 VOTING SYSTEMS PERFORMANCE BOND

26 **SECTION 22.(a)** G.S. 163A-1115 reads as rewritten:

27 "**§ 163A-1115. Voting systems: powers and duties of State Board.**

28 (a) **(Effective until December 1, 2019, for certain counties – see note)** Only voting  
29 systems that have been certified by the State Board in accordance with the procedures set forth  
30 by the State Board and subject to the standards set forth in this section and that have not been  
31 subsequently decertified shall be permitted for use in elections in this State. Those certified  
32 voting systems shall be valid in any election held in the State or in any county, municipality, or  
33 other electoral district in the State. Subject to all other applicable rules adopted by the State Board  
34 and, with respect to federal elections, subject to all applicable federal regulations governing  
35 voting systems, paper ballots marked by the voter and counted by hand shall be deemed a  
36 certified voting system. The State Board shall certify optical scan voting systems, optical scan  
37 with ballot markers voting systems, and direct record electronic voting systems if any of those  
38 systems meet all applicable requirements of federal and State law. The State Board may certify  
39 voting systems only if they meet the requirements set forth in this ~~section~~ section, the  
40 performance bond or letter of credit required by subdivision (1) of this subsection has been  
41 posted, and only if they generate either a paper ballot or a paper record by which voters may  
42 verify their votes before casting them and which provides a backup means of counting the vote  
43 that the voter casts. Those voting systems may include optical scan and direct record electronic  
44 (DRE) voting systems. Among other requirements as set by the State Board, the certification  
45 requirements shall require at least all of the following elements:

46 (1) That the vendor post a performance bond or letter of credit to cover damages  
47 resulting from defects in the voting system, expenses associated with State or  
48 federal decertification of the voting system, and to protect against the vendor's  
49 insolvency or financial inability to make State or federally mandated  
50 modifications or updates to the voting system. Damages may include, among  
51 other items, any costs of conducting a new county or statewide election

1                   attributable to those defects. The bond or letter of credit shall be maintained  
 2                   in the amount determined by the State Board as sufficient for the cost of a new  
 3                   statewide election or in the amount of ten million dollars (\$10,000,000),  
 4                   whichever is greater.

5                   ...

6           (a)       **(Effective June 20, 2018, as to certain counties, and December 1, 2019, as to all**  
 7 **other counties – see note)** Only voting systems that have been certified by the State Board in  
 8 accordance with the procedures set forth by the State Board and subject to the standards set forth  
 9 in this section and that have not been subsequently decertified shall be permitted for use in  
 10 elections in this State. Those certified voting systems shall be valid in any election held in the  
 11 State or in any county, municipality, or other electoral district in the State. Subject to all other  
 12 applicable rules adopted by the State Board and, with respect to federal elections, subject to all  
 13 applicable federal regulations governing voting systems, paper ballots marked by the voter and  
 14 counted by hand shall be deemed a certified voting system. The State Board shall certify optical  
 15 scan voting systems, optical scan with ballot markers voting systems, and direct record electronic  
 16 voting systems if any of those systems meet all applicable requirements of federal and State law.  
 17 The State Board may certify voting systems only if they meet the requirements set forth in this  
 18 ~~section~~ section, the performance bond or letter of credit required by this subdivision (1) of this  
 19 subsection has been posted, and only if they generate a paper ballot which provides a backup  
 20 means of counting the vote that the voter casts. Those voting systems may include optical scan  
 21 and direct record electronic (DRE) voting systems that produce a paper ballot. Among other  
 22 requirements as set by the State Board, the certification requirements shall require at least all of  
 23 the following elements:

- 24           (1)       That the vendor post a performance bond or letter of credit to cover damages  
 25 resulting from defects in the voting system, expenses associated with State or  
 26 federal decertification of the voting system, and to protect against the vendor's  
 27 insolvency or financial inability to make State or federally mandated  
 28 modifications or updates to the voting system. Damages may include, among  
 29 other items, any costs of conducting a new county or statewide election  
 30 attributable to those defects. The bond or letter of credit shall be maintained  
 31 in the amount determined by the State Board as sufficient for the cost of a new  
 32 statewide election or in the amount of ten million dollars (\$10,000,000),  
 33 whichever is greater.

34           ...."

35       **SECTION 22.(b)** This section is effective when it becomes law.

### 37 **SALE OF SALVAGED VEHICLES**

38       **SECTION 23.(a)** G.S. 20-183.4C(a) reads as rewritten:

39       "(a)       Inspection. – A vehicle that is subject to a safety inspection, an emissions inspection,  
 40 or both must be inspected as follows:

41           ...

- 42       (2)       ~~A~~ Except as otherwise provided in this subdivision, a used vehicle must be  
 43 inspected before it is offered for sale at retail in this State by a dealer. Upon  
 44 purchase, a receipt approved by the Division must be provided to the new  
 45 owner certifying compliance. A dealer may sell, without a safety inspection,  
 46 a used vehicle issued a salvage certificate of title in accordance with the  
 47 provisions of this Chapter if (i) no alterations or repairs have been made to the  
 48 vehicle after issuance of the salvage certificate of title and after sale of the  
 49 vehicle and (ii) the dealer discloses in writing on a form approved by the  
 50 Division that no safety inspection has been performed by the dealer.

51           ...."

1           **SECTION 23.(b)** This section is effective when it becomes law and applies to used  
2 vehicles sold on or after that date.

3  
4 **ABC PERMITS AT CERTAIN COMMUNITY COLLEGE STADIUMS**

5           **SECTION 24.(a)** G.S. 18B-1006(a) reads as rewritten:

6           "(a) School and College Campuses. – No permit for the sale of alcoholic beverages shall  
7 be issued to a business on the campus or property of a public school, college, or university. This  
8 subsection shall not apply to the following:

9           ...

- 10           (7) The sale of malt beverages, unfortified wine, or fortified wine at the following:
- 11           a. Performing arts centers located on property owned or leased by the  
12 public college or university.
  - 13           b. Any stadiums that support a NASCAR-sanctioned one-fourth mile  
14 asphalt flat oval short track, that are owned or leased by the public  
15 college or university, and that only sell malt beverages, unfortified  
16 wine, or fortified wine at events that are not sponsored or funded by  
17 the public college or university.
  - 18           c. Any stadiums owned by a community college, with a permanently  
19 constructed seating capacity of 2,000 or more, leased to a for-profit  
20 corporation registered in the State, and that only sell malt beverages,  
21 unfortified wine, or fortified wine at events that are not sponsored or  
22 funded by the community college or the National Junior College  
23 Athletic Association.

24           ...."

25           **SECTION 24.(b)** This section becomes effective April 9, 2019, and applies to  
26 permits issued or active on or after that date.

27  
28 **DEPARTMENT OF TRANSPORTATION STUDY**

29           **SECTION 25.(a)** Study. – The Department of Transportation shall study the needs  
30 of law enforcement, emergency medical and emergency management personnel, and firefighters  
31 to improve access to or within the interstate system within this State for the benefit of public  
32 safety. In conducting the study, the Department of Transportation may consult with the Division  
33 of Emergency Management of the Department of Public Safety, the Office of State Fire Marshal  
34 of the Department of Insurance, the Office of Emergency Medical Services of the Department of  
35 Health and Human Services, and any other State or local government organizations the  
36 Department of Transportation determines may be of assistance in the course of the study. In  
37 performing the study, the Department of Transportation shall, at a minimum, take the following  
38 steps:

- 39           (1) Consult with county fire marshal divisions, emergency management offices,  
40 and emergency medical service divisions to determine potential sites of  
41 interest for construction or improvement relevant to the study.
- 42           (2) Establish criteria to prioritize sites of interest for either construction or  
43 improvement.
- 44           (3) Review applicable federal and State laws, codes, standards, and studies  
45 relevant to the study.
- 46           (4) Review (i) existing Department of Transportation planning, design, and  
47 construction standards for interchanges, median crossovers, and access points  
48 and (ii) how those standards consider the needs of law enforcement,  
49 emergency medical and emergency management personnel, and firefighters.
- 50           (5) Consider the feasibility of providing opportunities for stakeholder input  
51 during the planning of future interstate improvements that focus on the needs

1 of law enforcement, emergency medical and emergency management  
2 personnel, and firefighters.

- 3 (6) Examine any other matters the Department of Transportation deems relevant  
4 in the course of the study.

5 **SECTION 25.(b)** Report. – The Department of Transportation shall report the  
6 findings and recommendations, including any legislative proposals, to the Joint Legislative  
7 Oversight Committee on Justice and Public Safety, the Joint Legislative Emergency Management  
8 Oversight Committee, and the Joint Legislative Transportation Oversight Committee no later  
9 than March 1, 2022.

#### 10 11 **SALVAGE TITLE STUDY**

12 **SECTION 26.(a)** The Division of Motor Vehicles shall, in consultation with the  
13 Department of Insurance and interested parties, study whether the laws governing the title,  
14 registration, and branding of salvage vehicles need to be revised to protect consumers from  
15 vehicles that appear safe, but are actually unsafe because of flood damage or other severe damage  
16 that makes a vehicle unsafe, but is concealed from the consumer. The study will include the  
17 economic impact to the consumer of any proposed change in law recommended by the Division.  
18 As part of the study, the Division shall consider any other issues determined to be relevant to the  
19 title and registration of salvage vehicles.

20 **SECTION 26.(b)** No later than March 1, 2020, the Division of Motor Vehicles shall  
21 report its findings, including any recommendations for legislation, to the chairs of the Joint  
22 Legislative Transportation Oversight Committee, the House of Representatives Appropriations  
23 Committee on Transportation, the Senate Appropriations Committee on the Department of  
24 Transportation, and the Fiscal Research Division.

25 **SECTION 26.(c)** This section is effective when it becomes law.  
26

#### 27 **RECYCLING STUDY**

28 **SECTION 27.(a)** The Environmental Review Commission shall study ways to  
29 optimize and modernize North Carolina's recycling requirements for discarded computer  
30 equipment and televisions. In conducting this study, the Commission shall consider (i) the  
31 changing waste stream, including trends involving the amount of cathode ray tube televisions  
32 discarded and the conditions of associated recycling markets, (ii) the economics of the recycling  
33 stream for computer equipment and televisions in light of trends in recycling markets, (iii)  
34 impacts of market conditions and the State's recycling policies on computers and televisions on  
35 the State's recycling industry, computer and television manufacturers, and local governments,  
36 (iv) the current status of North Carolina's recycling system, including cost and financing issues,  
37 and options that may be available to reduce costs, (v) opportunities for more efficient and  
38 effective recycling systems, and (vi) any other issue the Department deems relevant. The  
39 Environmental Review Commission shall report its findings, together with any proposed  
40 legislation to modernize the recycling requirements for computers and televisions, to the 2021  
41 Regular Session of the General Assembly upon its convening.

42 **SECTION 27.(b)** This section is effective when it becomes law.  
43

#### 44 **NORTH CAROLINA BOARD OF ARCHITECTURE MODIFICATIONS**

45 **SECTION 27.5.(a)** G.S. 83A-2 reads as rewritten:

46 "**§ 83A-2. North Carolina Board of Architecture; creation; appointment, terms and oath**  
47 **of members; vacancies; officers; bond of treasurer; notice of meetings; quorum.**

48 (a) The North Carolina Board of Architecture shall have the power and responsibility to  
49 administer the provisions of this Chapter in compliance with the Administrative Procedure Act.

50 (b) The Board shall consist of seven members appointed by the Governor. Five of the  
51 members of the Board shall be licensed architects appointed for five year terms; the terms shall

1 be staggered so that the term of one architect member expires each year. No architect member  
 2 shall be eligible to serve more than two consecutive terms; if a vacancy occurs during a term, the  
 3 Governor shall appoint a person to fill the vacancy for the remainder of the unexpired term. Two  
 4 of the members of the Board shall be persons who are not licensed architects and who represent  
 5 the interest of the public at large; ~~the Governor shall appoint these members not later than July~~  
 6 ~~1, 1979.~~ large. The public members shall have full voting powers and shall serve at the pleasure  
 7 of the Governor. Each Board member shall file with the Secretary of State an oath faithfully to  
 8 perform duties as a member of the Board, and to uphold the Constitution of North Carolina and  
 9 the Constitution of the United States.

10 (c) Officers of the Board shall include a president, vice-president, secretary and treasurer  
 11 elected at the annual meeting for terms of one year. The treasurer shall give bond in such sum as  
 12 the Board shall determine, with such security as shall be approved by the Board, said bond to be  
 13 conditioned for the faithful performance of the duties of his office and for the faithful accounting  
 14 of all moneys and other property as shall come into his hands. Notice of the annual meeting, and  
 15 the time and place of the annual meeting shall be given each member by letter at least 10 days  
 16 prior to such meeting and public notice of annual meetings shall be published at least ~~once each~~  
 17 ~~week~~ for two weeks preceding such meetings ~~in one or more newspapers of general circulation~~  
 18 ~~in this State.~~ on the Web site of the Board. A majority of the members of the Board shall constitute  
 19 a quorum."

20 **SECTION 27.5.(b)** G.S. 83A-5 reads as rewritten:

21 "**§ 83A-5. Board records; rosters; seal.**

22 (a) The Board shall maintain records of board meetings, of applications for individual or  
 23 corporate registration and the action taken thereon, of the results of examinations, of all  
 24 disciplinary proceedings, and of such other information as deemed necessary by the Board or  
 25 required by the Administrative Procedure Act or other provisions of the General Statutes.

26 (b) A complete roster showing the name and last known address of all resident and  
 27 nonresident architects and architectural firms holding current licenses from the Board shall be  
 28 maintained and published by the Board at least once each year. ~~Board,~~ and shall include each  
 29 registrant's authorization or registration number. Copies of the roster shall be filed with the  
 30 Secretary of State and the Attorney ~~General, and other applicable State or local agencies, and~~  
 31 ~~upon request, may be distributed or sold to the public.~~ General, and may be made available on the  
 32 Web site of the Board.

33 (c) The Board shall adopt a seal containing the name of the Board for use on its official  
 34 records and reports."

35 **SECTION 27.5.(c)** G.S. 83A-7 reads as rewritten:

36 "**§ 83A-7. Qualifications and examination requirements.**

37 (a) Licensing by Examination. – Any individual who is at least 18 years of age and of  
 38 good moral character may make written application for examination by completion of a form  
 39 prescribed by the Board accompanied by the required application fee. Subject to qualification  
 40 requirements of this section, the applicant shall be entitled to an examination to determine ~~his~~  
 41 qualifications for licensure.

42 (1) The qualification requirements for ~~registration~~ application for examination as  
 43 a duly licensed architect shall ~~be~~ be all of the following:

- 44 a. ~~Professional education and at least three years practical~~ Practical  
 45 training and experience as specified by rules of the Board.
- 46 b. The successful completion of a licensure examination in architecture  
 47 as specified by the rules of the Board.
- 48 c. The successful completion of an accredited master's or bachelor's  
 49 degree in architecture as specified by the rules of the Board.

50 (2) The Board shall adopt rules to set requirements for professional education,  
 51 practical training and experience, and examination which must be met by



1 applicants for licensure and which may be based on the published guidelines  
2 of nationally recognized councils or agencies for the accreditation,  
3 examination, and licensing for the architectural profession.

4 (b) Licensing by Reciprocity. – Any individual holding a current license for the practice  
5 of architecture from another state or territory, and holding a ~~certificate of qualification~~ certified  
6 record issued by the National Council of Architectural Registration Boards, NCARB, may upon  
7 application and within the discretion of the Board be licensed without written examination. The  
8 Board ~~may~~ may, in its discretion, waive the requirement for National Council of Architectural  
9 Registration Boards (NCARB) registration-certified record if the qualifications, examination and  
10 licensing requirements of the state in which the applicant is licensed are substantially equivalent  
11 to those of this State and the applicant otherwise meets the requirements of this Chapter."

12 **SECTION 27.5.(d)** G.S 83A-11 reads as rewritten:

13 "**§ 83A-11. Expirations and renewals.**

14 Certificates must be renewed on or before the first day of July in each year. No less than 30  
15 days prior to the renewal date, a renewal application shall be ~~mailed-transmitted~~  
16 individual and corporate licensee. The completed application together with the required renewal  
17 fee shall be returned to the Board on or before the renewal date. When the Board is satisfied as  
18 to the continuing competency of an architect, it shall issue a renewal of the certificate. Upon  
19 failure to renew within 30 days after the date set for expiration, the license shall be automatically  
20 revoked but such license may be renewed at any time within one year following the expiration  
21 date upon proof of continuing competency and payment of the renewal fee plus a late renewal  
22 fee. After one year from the date of revocation, reinstatement may be made by the Board, or in  
23 its discretion, the application may be treated as new subject to reexamination and qualification  
24 requirements as in the case of new applications."  
25

#### 26 **PART IV. SEVERABILITY CLAUSE AND EFFECTIVE DATE**

27 **SECTION 28.(a)** If any section or provision of this act is declared unconstitutional  
28 or invalid by the courts, it does not affect the validity of this act as a whole or any part other than  
29 the part declared to be unconstitutional or invalid.

30 **SECTION 28.(b)** Except as otherwise provided, this act is effective when it becomes  
31 law.  
32