

April 5, 2001

H 984. LANDSCAPE/IRRIGATION CONTRACTORS. *TO REWRITE THE LAWS REGULATING LANDSCAPE CONTRACTORS, TO INCLUDE IRRIGATION CONTRACTORS UNDER THE LAWS REGULATING LANDSCAPE CONTRACTORS, TO ALLOW THE GENERAL ASSEMBLY TO APPOINT TWO OF THE NINE MEMBERS TO THE NORTH CAROLINA LANDSCAPE/IRRIGATION CONTRACTOR'S LICENSING BOARD, AND TO AUTHORIZE THE BOARD TO INCREASE FEES.* Repeals existing provisions of GS Ch. 89D, which establish a licensing system for landscape contractors, and replaces it with new provisions that establish a licensing system for landscape and irrigation contractors. Prohibits persons from engaging in business of landscape or irrigation contracting without license as provided by act. Establishes nine-member N.C. Landscape/Irrigation Contractors' Licensing Board (Board), with members appointed as follows: one public member appointed by Governor; one member appointed by Comm'r of Agriculture upon recommendation of Carolinas Irrigation Ass'n; two members who are practicing nurserymen operating a state-certified nursery and who are recommended by the Board of Directors of the NC Ass'n of Nurserymen; one licensed landscape contractor appointed by the General Assembly upon the Speaker's recommendation, and two licensed landscape contractors appointed by the Board of Directors of the NC Landscape Ass'n; one licensed irrigation contractor appointed by the General Assembly upon the recommendation of the President Pro Tempore; and one registered landscape architect appointed by the Board of Directors of the NC Chapter of the American Society of Landscape Architects. Provides for three-year terms for members, with initial staggering, and provides for per diem and expenses of members. Provides for transition from current board.

Directs Board to administer act and grants necessary powers and duties. Provides for qualifications for licensure as landscape contractor or irrigation contractor, permits licensure by reciprocity, sets out minimum continuing education requirements for licensees, sets fees to be charged by Board, grants Board authority to discipline licensees, and provides for enforcement of licensing provisions. Provides that persons with current licenses are entitled to new licenses without examination, and provides that persons with Certified Irrigation Contractors certifications through the Carolinas Irrigation Ass'n are entitled to new licenses without examination. Effective Oct. 1, 2001.

Intro. by Hill.

Ref. to Finance	GS 89D
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July 25, 2001

H 984. LANDSCAPE/IRRIGATION CONTRACTORS. Intro. 4/5/01. House committee substitute makes the following changes to 1st edition. Amends definition of irrigation contractor to include person who works on drainage systems. Amends proposed GS 89B-12 to specify that nothing in Ch. 89D to be construed to authorize landscape contractor to engage in practice of landscape architecture, engineering, or well contractor; and requires contractors to display license number on all business cards, contracts, and vehicles. Reduces to \$1500 per year the amount that can be paid on a job site in any 12-month period without being licensed; and adds provision to proposed GS 89D-13 to provide 13 new exemptions for individuals engaged in specified, single activities such as clearing of land, erosion control and irrigation work related to municipal stormwater. Rewrites proposed GS 89D-14 to provide for nine member licensing board, with members appointed as specified in bill. Deletes specific authority in proposed GS 89D-15 for board to seek injunctive relief. Provides transition provisions allowing persons with existing landscape contractor's license, certification as an Irrigation Contractor, or who has Certification as Landscape Irrigation Auditor to be licensed without examination in certain circumstances. Provides that members of existing board serve until new board appointed. Effective Jan. 1, 2002.