

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2007

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HOUSE BILL 649

Short Title: Increase Fees/Landscape Contractors. (Public)

Sponsors: Representative Gibson.

Referred to: Finance.

March 15, 2007

1 A BILL TO BE ENTITLED  
2 AN ACT AUTHORIZING THE NORTH CAROLINA LANDSCAPE  
3 CONTRACTORS' REGISTRATION BOARD TO INCREASE CERTAIN FEES  
4 AND ESTABLISH A NEW FEE UNDER THE LAWS PERTAINING TO  
5 LANDSCAPE CONTRACTORS.

6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** G.S. 89D-5 reads as rewritten:

8 **"§ 89D-5. Application for certificate; examination; renewal.**

9 (a) Any person, partnership, association or corporation hereinafter desiring to  
10 register and be titled as a landscape contractor shall make written application for a  
11 certificate of title to the Board on such forms as are prescribed by the Board. Each  
12 applicant for a certificate of title as a landscape contractor shall be at least 18 years of  
13 age. Prior to July 1, 1976, each applicant for a certificate shall have been actively  
14 engaged as an untitled landscape contractor for at least one year prior to date of  
15 application. After July 1, 1976, an applicant shall furnish evidence satisfactory to the  
16 Board of three years' experience in landscape contracting or the completion of a study or  
17 combination of study and experience in landscape contracting equivalent to three years'  
18 experience under a landscape contractor.

19 (b) Any person who applies to the Board to be registered and titled as a landscape  
20 contractor shall be required to take an oral or written examination to determine his  
21 qualifications. Each application for registration by examination shall be accompanied by  
22 an application fee of ~~fifty dollars (\$50.00)~~, seventy-five dollars (\$75.00).

23 The Board shall compile a manual from which the examination will be prepared.  
24 The examination fee shall not exceed seventy-five dollars (\$75.00). Any one failing to  
25 pass an examination may be reexamined upon payment of the same fee as that charged  
26 to persons taking the examination for the first time, in accordance with such rules as the  
27 Board may adopt pertaining to examinations and reexaminations.

1 If the results of the examination are satisfactory, the Board shall issue the applicant a  
2 certificate authorizing him to be titled as a landscape contractor in the State of North  
3 Carolina upon payment of the initial certification fee as outlined in subsection (c).

4 (c) All certificates granted and issued by the Board under the provisions of this  
5 Chapter shall expire annually on December 31. Renewal of such certificates may be  
6 effected at any time during the month preceding the expiration date of such certificates  
7 upon proper application to the Board accompanied by the payment to the  
8 secretary-treasurer of the Board of a renewal fee, as set by the Board, of not more than  
9 ~~fifty dollars (\$50.00)~~seventy-five dollars (\$75.00). The fee for an initial certificate shall  
10 be the same as for a renewal certificate and is in addition to the application fee. All  
11 certificates reinstated after expiration date thereof shall be subject to a late filing fee of  
12 ~~ten dollars (\$10.00)~~twenty-five dollars (\$25.00). In the event a registrant fails to obtain  
13 a reinstatement of such certificate within 12 months from the date of expiration thereof,  
14 the Board may, in its discretion, consider such registrant subject to the provisions of this  
15 Chapter relating to the issuance of an original certificate. Duplicate certificates may be  
16 issued by the Board upon payment of a fee of ~~one dollar (\$1.00)~~not to exceed five  
17 dollars (\$5.00) by the registrant. The Board may charge a fee not to exceed thirty-five  
18 dollars (\$35.00) for issuance of an original parchment certificate."

19 **SECTION 2.** This act is effective when it becomes law.