

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007

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HOUSE BILL 650

Short Title: Amend Certain Laws/Landscape Contractors. (Public)

Sponsors: Representative Gibson.

Referred to: Agribusiness and Agricultural Economy, if favorable, Judiciary III.

March 15, 2007

1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND CERTAIN PROVISIONS UNDER THE LAWS PERTAINING
3 TO LANDSCAPE CONTRACTORS.

4 The General Assembly of North Carolina enacts:

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

6 "§ 89D-1. Certificate required.

7 (a) On and after December 1, 1975, it shall be unlawful for any person,
8 partnership, ~~association~~—association, or corporation in this State to use the title
9 "landscape contractor," or to advertise as such without first obtaining a certificate issued
10 by the North Carolina Landscape ~~contractors'~~—Contractors' Registration Board under
11 provisions of this Chapter.

12 (b) In each separate place of business operated by a person, partnership,
13 association, or corporation advertising or presenting the person, partnership, association,
14 or corporation to the public as a North Carolina registered landscape contractor or
15 contracting business, there shall be at least one landscape contractor registered pursuant
16 to this Chapter on duty during all hours of business of such person, partnership,
17 association, or corporation. The current registration certificate of the registered
18 landscape contractor shall be prominently displayed at the business so as to be visible
19 for inspection by the Board."

20 SECTION 2. G.S. 89D-10 reads as rewritten:

21 "§ 89D-10. Injunctions for violation of Chapter.

22 (a) The Board shall have authority to petition for, and the superior courts of the
23 State shall have authority to issue, temporary restraining orders, and preliminary and
24 permanent injunctions for violations of this Chapter.

25 (b) Any violation of the provisions of this Chapter shall be deemed a Class 2
26 misdemeanor, and upon conviction thereof, the guilty party shall be fined not less than
27 five hundred dollars (\$500.00) and not greater than one thousand dollars (\$1,000) for
28 each separate offense."

29 SECTION 3. This act is effective when it becomes law.