

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2013

H.B. 1165
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HOUSE PRINCIPAL CLERK

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HOUSE DRH40151-ROz-19* (04/04)

Short Title: Amend OLB Reporting Requirements.

(Public)

Sponsors: Representative Moffitt.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE REPORTING REQUIREMENTS FOR OCCUPATIONAL
3 LICENSING BOARDS, AS RECOMMENDED BY THE JOINT LEGISLATIVE
4 ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. G.S. 93B-2 reads as rewritten:

7 "§ 93B-2. Annual reports required; contents; open to inspection; sanction for failure to
8 report.

9 (a) No later than October 31 of each year, each occupational licensing board shall file
10 electronically with the Secretary of State, the Attorney General, and the Joint ~~Regulatory~~
11 ~~Reform—Legislative Administrative Procedure Oversight~~ Committee an annual report
12 containing all of the following information:

13 (1) The address of the board, and the names of its members and officers.

14 (1a) The total number of licensees supervised by the board.

15 (2) The number of persons who applied to the board for examination.

16 (3) The number who were refused examination.

17 (4) The number who took the examination.

18 (5) The number to whom initial licenses were issued.

19 (5a) The number who failed the examination.

20 (6) The number who applied for license by reciprocity or comity.

21 (7) The number who were granted licenses by reciprocity or comity.

22 (7a) The number of official complaints received involving licensed and
23 unlicensed activities.

24 (7b) The number of disciplinary actions taken against licensees, or other actions
25 taken against nonlicensees, including injunctive relief.

26 (8) The number of licenses suspended or revoked.

27 (9) The number of licenses terminated for any reason other than failure to pay
28 the required renewal fee.

29 (10) The substance of any anticipated request by the occupational licensing board
30 to the General Assembly to amend statutes related to the occupational
31 licensing board.

32 (11) The substance of any anticipated change in rules adopted by the
33 occupational licensing board or the substance of any anticipated adoption of
34 new rules by the occupational licensing board.

35 (b) No later than October 31 of each year, each occupational licensing board shall file
36 electronically with the Secretary of State, the Attorney General, the Office of State Budget and



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1 Management, and the Joint ~~Regulatory Reform~~ Legislative Administrative Procedure Oversight
2 Committee a financial report that includes the source and amount of all funds credited to the
3 occupational licensing board and the purpose and amount of all funds disbursed by the
4 occupational licensing board during the previous fiscal year.

5 (c) The reports required by this section shall be open to public inspection.

6 (d) The Joint Legislative Administrative Procedure Oversight Committee shall notify
7 any board that fails to file the reports required by this section. Failure of a board to comply with
8 the reporting requirements of this section by October 31 of each year shall result in a
9 suspension of the board's authority to expend any funds until such time as the board files the
10 required reports. Suspension of a board's authority to expend funds under this subsection shall
11 not affect the board's duty to issue and renew licenses or the validity of any application or
12 license for which fees have been tendered in accordance with law. Each board shall adopt rules
13 establishing a procedure for implementing this subsection and shall maintain an escrow account
14 into which any fees tendered during a board's period of suspension under this subsection shall
15 be deposited."

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