

NORTH CAROLINA GENERAL ASSEMBLY

LEGISLATIVE FISCAL NOTE

**BILL NUMBER:** SB 410

**SHORT TITLE:** On-Site Wastewater System Contractors

**SPONSOR(S):** Senator Odom

**FISCAL IMPACT:** Expenditures: Increase ( ) Decrease ( )  
Revenues: Increase ( ) Decrease ( )  
No Impact (x)  
No Estimate Available ( )

**FUNDS AFFECTED:** General Fund ( ) Highway Fund ( ) Local Fund ( )  
Other Fund ( )

**BILL SUMMARY:** ON-SITE WASTEWATER CONTRACTORS. AN ACT TO ESTABLISH THE NORTH CAROLINA ON-SITE WASTEWATER SYSTEM CONTRACTORS LICENSING BOARD. Establishes board and licensure requirement for installation or repair of on-site wastewater systems as defined in Chapter 130A, Art. 11. Creates seven-member board to serve four-year staggered terms. President Pro Tem to appoint one member who is an on-site waste-water system contractor, and one member who is an environmental advocate, Speaker to appoint two members who are on-site wastewater system contractors, and the Governor to appoint one member who manufactures or supplies septic tanks or other system components and two members who are not associated with the industry to represent the public. Beginning January 1, 1999, requires a license to construct, install, or repair on-site wastewater systems, or to offer to do any of these things, and provides that no system shall be approved by EHNR unless it is under the responsible charge of a licensed contractor. Does not apply to licensed general contractors, licensed plumbing contractors or those engaged in regulated conduct for a system located entirely on land owned by the person and intended solely for personal or immediate household use. Requires the board to establish qualifications and examinations for licensure, to investigate matters under its jurisdiction, and to require continuing education as a condition of renewal. Authorizes the board to deny, revoke or suspend licenses, receive complaints and adopt rules establishing requirements for each class of license. Board procedures are subject to the APA. Establishes application fee of \$150, renewal \$100, late renewal \$25 and reinstatement \$150. Authorizes board to waive fee for permit issued to a local health department environmental health specialist. Makes it a misdemeanor to engage in the practice without a license, to give false or forged evidence in obtaining a license or to falsely impersonate a licensee. Provides for initial meeting of the board 30 days after all members are appointed and establishes a temporary chair.

**EFFECTIVE DATE:** All but licensure requirement effective October 1, 1995;  
licensure requirement effective January 1, 1999.

**PRINCIPAL DEPARTMENT(S)/PROGRAM(S) AFFECTED:**

Department of Environment, Health, and Natural Resources  
Division of Environmental Health  
Occupational Licensing Boards

**FISCAL IMPACT**

	<u>FY95-96</u>	<u>FY96-97</u>	<u>FY97-98</u>	<u>FY98-99</u>	<u>FY99-00</u>
<b>EXPENDITURES</b>					
<b>RECURRING</b>					
<b>NON-RECURRING</b>					
<b>REVENUES/RECEIPTS</b>					
<b>RECURRING</b>					
<b>NON-RECURRING</b>					

**POSITIONS:**

**ASSUMPTIONS AND METHODOLOGY:**

According to the bill, no general fund moneys shall be used for the payment of salaries, compensation, expenses or other obligations the Board may incur in administering this act. The Board is directed to establish fees sufficient to cover these costs.

The Department of Environment, Health, and Natural Resources may be called upon to provide consultation to the licensing board and assistance with training and continuing education activities. However, the Division of Environmental Health expects additional responsibilities in these areas will be offset by reduced work required to address problems currently created by poor installation of on-site wastewater systems, and therefore, believes the fiscal impacts will be negligible.

**SOURCES OF DATA:**

Department of Environment, Health, and Natural Resources  
Division of Environmental Health

**TECHNICAL CONSIDERATIONS:** None

**FISCAL RESEARCH DIVISION**

733-4910

**PREPARED BY:** Mona Moon

**APPROVED BY:** Tom Covington **TomC**

**DATE:** April 28, 1995

[FRD#003]



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