

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2021

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Proposed Conference Committee Substitute H911-PCCS30596-BR-5

Short Title: Regulatory Reform Act of 2022.

(Public)

Sponsors:

Referred to:

May 11, 2021

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH
3 CAROLINA.

4 The General Assembly of North Carolina enacts:

5
6 **CLARIFY REQUESTING BOARD FOR RESIDENCY LICENSE**

7 **SECTION 1.(a)** G.S. 115C-270.20 reads as rewritten:

8 **"§ 115C-270.20. Licensure requirements.**

9 (a) Teacher Licenses. – The State Board shall adopt rules for the issuance of the following
10 classes of teacher licenses, including required levels of preparation for each classification:

11 ...

12 (5) Residency License or RL. – A one-year license, renewable twice, that meets
13 both of the following requirements:

- 14 a. Is requested by the ~~local board of education~~ governing body of a public
15 school unit and accompanied by a certification of supervision from the
16 recognized educator preparation program in which the individual is
17 enrolled.
- 18 b. The individual for whom the license is requested meets all of the
19 following requirements:
- 20 1. Holds at least one of the following:
 - 21 I. A bachelor's degree.
 - 22 II. An advanced degree.
 - 23 2. Has either completed coursework relevant to the requested
24 licensure area or passed the content area examination relevant
25 to the requested licensure area that has been approved by the
26 State Board.
 - 27 3. Is enrolled in a recognized educator preparation program.
 - 28 4. Meets all other requirements established by the State Board,
29 including completing preservice requirements prior to
30 teaching.



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1 "

2 **SECTION 1.(b)** This section is effective when it becomes law and applies to
3 individuals seeking licensure on or after that date.

4
5 **TOLLING THE TERMS OF CHARTERS TO ALLOW TIME TO OBTAIN LAND USE**
6 **APPROVALS**

7 **SECTION 2.** G.S. 115C-218.5 is amended by adding a new subsection to read:

8 "(g) A charter school shall be entitled to automatically extend any deadline to begin
9 operations or commence the term of its charter until the next school year if it notifies the State
10 Board by June 30 that it is seeking land use or development approvals for its selected site or
11 facilities or if it is challenging the denial of any requested land use or development approvals.
12 The term of the charter issued by the State Board shall be tolled during the period of any extension
13 or extensions issued under this section."

14
15 **AUTHORIZE SANITARY DISTRICTS TO CREATE, MAINTAIN, AND OPERATE**
16 **PARKS AND RECREATION PROGRAMS AND FACILITIES**

17 **SECTION 3.** G.S. 130A-55 reads as rewritten:

18 **"§ 130A-55. Corporate powers.**

19 A sanitary district board shall be a body politic and corporate and may sue and be sued in
20 matters relating to the sanitary district. Notwithstanding any limitation in the petition under
21 G.S. 130A-48, but subject to the provisions of G.S. 130A-55(17)e, each sanitary district may
22 exercise all of the powers granted to sanitary districts by this Article. In addition, the sanitary
23 district board shall have the following powers:

24 ...

25 (4a) To provide for the creation, maintenance, and operation of parks and
26 recreation programs and facilities with all the powers provided to cities and
27 counties in G.S. 160A-353. However, a sanitary district may not exercise the
28 condemnation powers granted either in this Article or as set forth in
29 G.S. 160A-353 to acquire real property for parks and recreation programs or
30 facilities.

31 "

32
33 **CLARIFY NC VETERINARY MEDICAL BOARD AUTHORITY TO ISSUE CERTAIN**
34 **CIVIL PENALTIES**

35 **SECTION 4.(a)** G.S. 90-187.8 reads as rewritten:

36 **"§ 90-187.8. Discipline of licensees.**

37 ...

38 (b) The Board may impose and collect from a ~~licensee~~-licensee, or a veterinary facility
39 ~~permittee~~, a civil monetary penalty of up to five thousand dollars (\$5,000) for each violation of
40 this Article or a rule adopted under this Article. The clear proceeds of these civil penalties shall
41 be remitted to the Civil Penalty and Forfeiture Fund in accordance with G.S. 115C-457.2.

42 The amount of the civil penalty, up to the maximum, shall be determined upon a finding of
43 one or more of the following factors:

- 44 (1) The degree and extent of harm to the public health or to the health of the
45 animal under the licensee's care.
- 46 (2) The duration and gravity of the violation.
- 47 (3) Whether the violation was committed willfully or intentionally or reflects a
48 continuing pattern.
- 49 (4) Whether the violation involved elements of fraud or deception either to the
50 client or to the Board, or both.
- 51 (5) The prior disciplinary record with the Board of the licensee.

1 (6) Whether and the extent to which the licensee profited by the violation.

2"

3 **SECTION 4.(b)** This section is effective when it becomes law and applies to civil
4 penalties issued on or after that date.

5
6 **STATE AUDITOR TECHNICAL CHANGE**

7 **SECTION 5.** G.S. 143C-6-23 reads as rewritten:

8 "**§ 143C-6-23. State grant funds: administration; oversight and reporting requirements.**

9 ...

10 (d) Office of State Budget Rules Must Require Uniform Administration of State Grants.
11 – The Office of State Budget and Management shall adopt rules to ensure the uniform
12 administration of State grants by all grantor State agencies and grantees or subgrantees. The
13 Office of State Budget and Management shall consult with the Office of the State Auditor and
14 the Attorney General in establishing the rules required by this subsection. The rules shall
15 establish policies and procedures for disbursements of State grants and for State agency
16 oversight, monitoring, and evaluation of grantees and subgrantees. The policies and procedures
17 shall:

18 ...

19 (6) Establish mandatory periodic reporting requirements for grantees and
20 subgrantees, including methods of reporting, to provide financial and program
21 performance information. ~~The mandatory periodic reporting requirements
22 shall require grantees and subgrantees to file with the State Auditor copies of
23 reports and statements that are filed with State agencies pursuant to this
24 subsection. Compliance with the mandatory periodic reporting requirements
25 of this subdivision shall not require grantees and subgrantees to file with the
26 State Auditor the information described in subsections (b) and (c) of this
27 section.~~

28 ...

29 (8) ~~Require grantees and subgrantees to ensure that work papers in the possession
30 of their auditors are available to the State Auditor for the purposes set out in
31 subsection (i) of this section.~~

32 ...

33 (i) ~~State Agencies to Submit Grant List to Auditor. — No later than October 1 of each
34 year, each State agency shall submit a list to the State Auditor, in the format prescribed by the
35 State Auditor, of every grantee to which the agency disbursed grant funds in the prior fiscal year.
36 The list shall include the amount disbursed to each grantee and other information as required by
37 the State Auditor to comply with the requirements of this section.~~

38"

39
40 **CONFORMING CHANGE TO LEAD DUST STANDARDS**

41 **SECTION 6.(a)** G.S. 130A-131.7 reads as rewritten:

42 "**§ 130A-131.7. Definitions.**

43 The following definitions apply in this Part:

44 ...

45 (4) "Department" means the Department of ~~Environmental Quality~~ Health and
46 Human Services or its authorized agent.

47 ...

48 (7) "Lead poisoning hazard" means any of the following:

49 ...

50 c. Any concentration of lead dust that is equal to or greater than ~~40~~ 10
51 micrograms per square foot on ~~floors or 250~~ floors, 100 micrograms

per square foot on interior windowsills, or 250 micrograms per square foot on vinyl miniblinds, bathtubs, kitchen sinks, or lavatories.

...."

SECTION 6.(b) G.S. 130A-131.9C(i), as amended by S.L. 2021-69, reads as rewritten:

"(i) All remediation plans shall require that the lead poisoning hazards be reduced to the following levels:

- (1) ~~Fewer~~ Less than 40-10 micrograms per square foot for lead dust on floors.
- (2) ~~Fewer~~ Less than 250-100 micrograms per square foot for lead dust on interior ~~windowsills, bathtubs, kitchen sinks, and lavatories.~~ windowsills.
- (2a) Less than 250 micrograms per square foot for lead dust on vinyl miniblinds, bathtubs, kitchen sinks, and lavatories.
- (3) ~~Fewer~~ Less than 400 micrograms per square foot for lead dust on window troughs.
- (4) ~~Fewer~~ Less than 400 parts per million for lead in bare soil in play areas, gardens, pet sleeping areas, and areas within three feet of the residential housing unit or child-occupied facility. Lead in bare soil in other locations of the yard shall be reduced to less than 1,200 parts per million.
- (5) ~~Fewer~~ Less than 10 parts per billion for lead in drinking water."

SECTION 6.(c) This section becomes effective on December 1, 2022.

SENSITIVE PUBLIC SECURITY INFORMATION PUBLIC RECORDS CHANGES

SECTION 7.(a) G.S. 132-1.7 reads as rewritten:

"§ 132-1.7. **Sensitive public security information.**

(a) Public records, as defined in G.S. 132-1, shall not include ~~information~~ sensitive public security information, which means any of the following:

- (1) Information containing specific details of public security plans and arrangements or the detailed plans and drawings of public buildings and infrastructure ~~facilities or plans,~~ facilities, including detailed plans and drawings contained in, or capable of being produced from, information storage systems or geographic information system databases.
- (2) Plans, schedules, or other documents that include information regarding patterns or practices associated with executive protection and security.
- (3) Specific security information or detailed plans, patterns, or practices associated with prison or local confinement facilities operations.
- (4) Specific security information or detailed plans, patterns, or practices to prevent or respond to criminal, gang, or organized illegal activity.
- (5) Specific engineering, vulnerability, or detailed design information about proposed or existing critical infrastructure, whether physical or virtual, for the production, generation, transmission, or distribution of energy.

~~(a1) Public records, as defined in G.S. 132-1, shall not include specific security information or detailed plans, patterns, or practices associated with prison operations.~~

~~(a2) Public records, as defined in G.S. 132-1, shall not include specific security information or detailed plans, patterns, or practices to prevent or respond to criminal, gang, or organized illegal activity.~~

...."

SECTION 7.(b) G.S. 130A-304 reads as rewritten:

"§ 130A-304. **Confidential information protected.**

(a) The following information received or prepared by the Department in the course of carrying out its duties and responsibilities under this Article is confidential information and shall not be subject to disclosure under G.S. 132-6:

1 (1) Information which the Secretary determines is entitled to confidential
2 treatment pursuant to G.S. 132-1.2. If the Secretary determines that
3 information received by the Department is not entitled to confidential
4 treatment, the Secretary shall inform the person who provided the information
5 of that determination at the time such determination is made. The Secretary
6 may refuse to accept or may return any information that is claimed to be
7 confidential that the Secretary determines is not entitled to confidential
8 treatment.

9 (2) Information that is confidential under any provision of federal or state law.

10 (3) Information compiled in anticipation of enforcement or criminal proceedings,
11 but only to the extent disclosure could reasonably be expected to interfere with
12 the institution of such proceedings.

13 (4) Sensitive public security information, as defined in G.S. 132-1.7.

14 (b) Confidential information may be disclosed to officers, employees, or authorized
15 representatives of federal or state agencies if such disclosure is necessary to carry out a proper
16 function of the Department or the requesting agency or when relevant in any proceeding under
17 this Article.

18 (c) Except as provided in subsection (b) of this section or as otherwise provided by law,
19 any officer or employee of the State who knowingly discloses information designated as
20 confidential under this section shall be guilty of a Class 1 misdemeanor and shall be removed
21 from office or discharged from employment."

22 **SECTION 7.(c)** G.S. 143-215.3C reads as rewritten:

23 **"§ 143-215.3C. Confidential information protected.**

24 (a) Information obtained under this Article or Article 21A or 21B of this Chapter shall
25 be available to the public except that, upon a showing satisfactory to the Commission by any
26 person that information to which the Commission has access, if made public, would divulge
27 methods or processes entitled to protection as trade secrets pursuant to G.S. 132-1.2, or would
28 divulge sensitive public security information, as defined in G.S. 132-1.7, the Commission shall
29 consider the information confidential.

30 (b) Effluent data, as defined in 40 Code of Federal Regulations § 2.302 (1 July 1993
31 Edition) and emission data, as defined in 40 Code of Federal Regulations § 2.301 (1 July 1993
32 Edition) is not entitled to confidential treatment under this section.

33 (c) Confidential information may be disclosed to any officer, employee, or authorized
34 representative of any federal or state agency if disclosure is necessary to carry out a proper
35 function of the Department or other agency or when relevant in any proceeding under this Article
36 or Article 21A or Article 21B of this Chapter.

37 (d) The Commission shall provide for adequate notice to any person who submits
38 information of any decision that the information is not entitled to confidential treatment and of
39 any decision to release information that the person who submits the information contends is
40 entitled to confidential treatment. Any person who requests information and any person who
41 submits information who is dissatisfied with a decision of the Commission to withhold or release
42 information may request a declaratory ruling from the Commission under G.S. 150B-4 within 10
43 days after the Commission notifies the person of its decision. The information may not be
44 released by the Commission until the Commission issues a declaratory ruling or, if judicial
45 review of the final agency decision is sought by any party, the information may not be released
46 by the Commission until a final judicial determination has been made."

47
48 **EXEMPT OFF-FRAME MODULAR HOMES FROM CERTAIN DESIGN ELEMENTS**
49 **REQUIRED BY THE NORTH CAROLINA BUILDING CODE**

50 **SECTION 9.** G.S. 143-139.1 reads as rewritten:

1 "§ 143-139.1. Certification of manufactured buildings, structures or components by
2 recognized independent testing laboratory; minimum standards for
3 single-family, on-frame modular homes.

4 (a) Certification. – The State Building Code may provide, in circumstances deemed
5 appropriate by the Building Code Council, for testing, evaluation, inspection, and certification of
6 buildings, structures or components manufactured off the site on which they are to be erected, by
7 a recognized independent testing laboratory having follow-up inspection services approved by
8 the Building Code Council. Approval of such buildings, structures or components shall be
9 evidenced by labels or seals acceptable to the Council. All building units, structures or
10 components bearing such labels or seals shall be deemed to meet the requirements of the State
11 Building Code and this Article without further inspection or payment of fees, except as may be
12 required for the enforcement of the Code relative to the connection of units and components and
13 enforcement of local ordinances governing zoning, utility connections, and foundations permits.
14 The Building Code Council shall adopt and may amend from time to time such reasonable and
15 appropriate rules and regulations as it deems necessary for approval of agencies offering such
16 testing, evaluation, inspection, and certification services and for overseeing their operations.
17 Such rules and regulations shall include provisions to insure that such agencies are independent
18 and free of any potential conflicts of interest which might influence their judgment in exercising
19 their functions under the Code. Such rules and regulations may include a schedule of reasonable
20 fees to cover administrative expenses in approving and overseeing operations of such agencies
21 and may require the posting of a bond or other security satisfactory to the Council guaranteeing
22 faithful performance of duties under the Code.

23 The Building Code Council may also adopt rules to insure that any person that is not licensed,
24 in accordance with G.S. 87-1, and that undertakes to erect a North Carolina labeled manufactured
25 modular building, meets the manufacturer's installation instructions and applicable provisions of
26 the State Building Code. Any such person, before securing a permit to erect a modular building,
27 shall provide the code enforcement official proof that he has in force for each modular building
28 to be erected a \$5,000 surety bond insuring compliance with the regulations of the State Building
29 Code governing installation of modular buildings.

30 (b) Minimum Standards for Single-Family, On-Frame Modular Homes. – To qualify for
31 a label or seal under subsection (a) of this section, a ~~single-family~~ single-family, on-frame
32 modular home must meet or exceed the following construction and design standards:

- 33 (1) Roof pitch. – For homes with a single predominant roofline, the pitch of the
34 roof shall be no less than five feet rise for every 12 feet of run.
- 35 (2) Eave projection. – The eave projections of the roof shall be no less than 10
36 inches, which may not include a gutter around the perimeter of the home,
37 unless the roof pitch is 8/12 or greater.
- 38 (3) Exterior wall. – The minimum height of the exterior wall shall be at least seven
39 feet six inches for the first story.
- 40 (4) Siding and roofing materials. – The materials and texture for the exterior
41 materials shall be compatible in composition, appearance, and durability to
42 the exterior materials commonly used in standard residential construction.
- 43 (5) Foundations. – The home shall be designed to require foundation supports
44 around the perimeter. The supports may be in the form of piers, pier and
45 curtain wall, piling foundations, a perimeter wall, or other approved perimeter
46 supports."

47
48 **EXTEND DEADLINE FOR SMALL MUNICIPALITIES TO ADOPT**
49 **COMPREHENSIVE LAND-USE PLANS**

50 **SECTION 10.** Section 2.9(c) of S.L. 2019-111 reads as rewritten:

1 "SECTION 2.9.(c) Any local government that has adopted zoning regulations but that has
2 not adopted a comprehensive plan shall adopt such plan no later than July 1, 2022, in order to
3 retain the authority to adopt and apply zoning ~~regulations-regulations~~, except that municipalities
4 with a population of 1,500 or less according to the most recent federal decennial census shall
5 adopt such plan no later than July 1, 2023."

6
7 **PERMIT A CONSUMER FINANCE LICENSEE TO TAKE A CONFESSION OF**
8 **JUDGMENT FROM A BORROWER FOLLOWING THE BORROWER'S FAILURE TO**
9 **MAKE A PAYMENT AS REQUIRED UNDER THE LOAN CONTRACT**

10 **SECTION 11.** G.S. 53-181(c) reads as rewritten:

11 "(c) Power of Attorney or Confession of Judgment Prohibited. – No licensee shall take
12 any confession of judgment or permit any borrower to execute a power of attorney in favor of
13 any licensee or in favor of any third person to confess judgment or to appear for the borrower in
14 any judicial proceeding and any such confession of judgment or power of attorney to confess
15 judgment shall be absolutely void. Nothing in this subsection prohibits a licensee from taking a
16 confession of judgment from a borrower following the borrower's failure to make a payment as
17 required under the loan contract."

18
19 **CLARIFY SCOPE OF LICENSED WATER HEATER INSTALLATION AND REPAIR**

20 **SECTION 12.** G.S. 87-21 reads as rewritten:

21 "**§ 87-21. Definitions; contractors licensed by Board; examination; posting license, etc.**

22 ...

23 (c) To Whom Article Applies. – The provisions of this Article shall apply to all persons,
24 firms, or corporations who engage in, or attempt to engage in, the business of plumbing, heating,
25 or fire sprinkler contracting, or any combination thereof as defined in this ~~Article~~. Article, which
26 includes the installation or replacement of condensing units, air handlers, gas furnaces, package
27 units, boilers, water heaters, heat exchangers, or whole-house water purification or treatment
28 systems, as well as the connection, repair, or alteration to the plumbing drainage, waste, or
29 venting system or the potable water system. The provisions of this Article shall not apply to those
30 who clean plumbing drains or those who make minor repairs or minor replacements to an already
31 installed system of plumbing, heating or air conditioning, but shall apply to those who make
32 repairs, replacements, or modifications to an already installed fire sprinkler system. Minor repairs
33 or minor replacements within the meaning of this subsection shall include the replacement of
34 parts in an installed system which do not require any change in energy source, fuel type, or
35 routing or sizing of venting or piping. Parts shall include a compressor, coil, contactor, motor, or
36 capacitor.

37 ...

38 (i) The provisions of this Article shall not apply to a retailer, as defined in
39 G.S. 105-164.3(229), who, in the ordinary course of business, enters into a transaction with a
40 buyer in which the retailer of a water heater sold for installation in a one- or two-family residential
41 dwelling contracts with a licensee under this Article to provide the installation services for the
42 water heater if the retail sales and installation contract with the buyer is signed by the ~~buyer,~~
43 buyer and the retailer, retailer and identifies the licensee and ~~bears the provides the~~ licensee's
44 license number and telephone number. All installation services rendered by the licensee in
45 connection with any such contract must be performed in compliance with all building code,
46 permit, and inspection requirements.

47"

48
49 **WATERSLIDE DISPATCHER CHANGE**

50 **SECTION 13.(a)** G.S. 95-111.3 reads as rewritten:

51 "**§ 95-111.3. Definitions.**

1 ...
2 (e) The term "operator" shall mean any person having direct control of the operation of
3 an amusement device. The term "operator" shall not include a waterslide dispatcher or any person
4 on the device for the purpose of receiving amusement, pleasure, thrills, or excitement.

5 ...
6 (i) The term "waterslide dispatcher" shall mean an employee who is stationed at the top
7 of a waterslide for the purpose of managing the ride queue and dispatching users of the
8 waterslide."

9 **SECTION 13.(b)** G.S. 95-111.11 reads as rewritten:

10 **"§ 95-111.11. ~~Operators.~~Operators; waterslide dispatchers.**

11 (a) Any operator of a device subject to the provisions of this Article shall be at least 18
12 years of age. An operator shall operate no more than one device at any given time. An operator
13 shall be in attendance at all times the device is in operation.

14 (b) No person shall operate any amusement device equipment while under the influence
15 of alcohol or any other impairing substance as defined by G.S. 20-4.01(14a). It shall be a
16 violation of this subsection to knowingly permit the operation of any amusement device while
17 the operator is under the influence of an impairing substance.

18 (c) Any waterslide dispatcher shall be at least 16 years of age."

19
20 **ALLOW LOCAL GOVERNMENTS TO ENTER INTERGOVERNMENTAL SUPPORT**
21 **AGREEMENTS WITH MILITARY TO PROVIDE INSTALLATION-SUPPORT**
22 **SERVICES**

23 **SECTION 14.(a)** Article 23 of Chapter 153A of the General Statutes is amended by
24 adding a new section to read as follows:

25 **"§ 153A-460. Intergovernmental Support Agreements with military installations.**

26 A county may enter into Intergovernmental Support Agreements with the Secretary of a
27 military branch of the Armed Forces of the United States to provide installation-support services
28 as authorized by 10 U.S.C. § 2679."

29 **SECTION 14.(b)** Article 21 of Chapter 160A of the General Statutes is amended by
30 adding a new section to read as follows:

31 **"§ 160A-499.5. Intergovernmental Support Agreements with military installations.**

32 A city may enter into Intergovernmental Support Agreements with the Secretary of a military
33 branch of the Armed Forces of the United States to provide installation-support services as
34 authorized by 10 U.S.C. § 2679."

35
36 **AMEND LICENSURE REQUIREMENTS FOR COSMETIC ARTS**

37 **SECTION 15.(a)** G.S. 88B-11 reads as rewritten:

38 **"§ 88B-11. Qualifications for licensing teachers.**

39 (a) Applicants for any teacher's license issued by the Board shall meet all of the following
40 requirements:

41 (1) Possession of a high school diploma or a high school graduation equivalency
42 certificate.

43 (2) Payment of the fees required by G.S. 88B-20.

44 (b) The Board shall issue a license to practice as a cosmetology teacher to any individual
45 who meets the requirements of subsection (a) of this section and who meets all of the following:

46 (1) Holds in good standing a cosmetologist license issued by the Board.

47 (2) Submits proof of either practice of cosmetic art in a cosmetic art shop, or any
48 Board-approved employment capacity in the cosmetic arts industry, for a
49 period equivalent to ~~five years~~ one year of full-time work immediately prior
50 to application or successful completion of at least 800 hours of a ~~cosmetology~~
51 teacher curriculum in an approved cosmetic art school.

- 1 (3) Passes an examination for ~~cosmetology~~ teachers conducted by the Board.
- 2 (c) The Board shall issue a license to practice as an esthetician teacher to any individual
- 3 who meets the requirements of subsection (a) of this section and who meets all of the following:
- 4 (1) Holds in good standing a cosmetologist or an esthetician license issued by the
- 5 Board.
- 6 (2) Submits proof of either practice as an esthetician in a cosmetic art shop, or
- 7 any Board-approved employment capacity in the cosmetic arts industry, for a
- 8 period equivalent to ~~three years~~ one year of full-time work immediately prior
- 9 to application or successful completion of at least 650 hours of ~~an esthetician~~
- 10 a teacher curriculum in an approved cosmetic art school.
- 11 (3) Passes an examination for ~~esthetician~~ teachers conducted by the Board.
- 12 (d) The Board shall issue a license to practice as a manicurist teacher to any individual
- 13 who meets the requirements of subsection (a) of this section and who meets all of the following:
- 14 (1) Holds in good standing a cosmetologist or manicurist license issued by the
- 15 Board.
- 16 (2) Submits proof of either practice as a manicurist in a cosmetic art shop, or any
- 17 Board-approved employment capacity in the cosmetic arts industry, for a
- 18 period equivalent to ~~two years~~ one year of full-time work immediately prior
- 19 to application or successful completion of at least 320 hours of a ~~manicurist~~
- 20 teacher curriculum in an approved cosmetic art school.
- 21 (3) Passes an examination for ~~manicurist~~ teachers conducted by the Board.
- 22 (e) The Board shall issue a license to practice as a natural hair care teacher to any
- 23 individual who meets the requirements of subsection (a) of this section and who meets all of the
- 24 following:
- 25 (1) Holds in good standing a natural hair care license issued by the Board.
- 26 (2) Submits proof of either practice as a natural hair care specialist in a cosmetic
- 27 art shop or any Board-approved employment capacity in the cosmetic art
- 28 industry for a period equivalent to ~~two years~~ one year of full-time work
- 29 immediately prior to application or successful completion of at least 320 hours
- 30 of a ~~natural hair care~~ teacher curriculum in an approved cosmetic art school.
- 31 (3) Passes an examination for teachers conducted by the Board."

32 **SECTION 15.(b)** This section becomes effective October 1, 2022, and applies to

33 applications for licensure on or after that date.

34

35 **ADD APPROVED FIREARM SAFETY AND TRAINING COURSE**

36 **SECTION 16.(a)** G.S. 14-415.12(a)(4) reads as rewritten:

- 37 "(4) The applicant has successfully completed an approved firearms safety and
- 38 training course which involves the actual firing of handguns and instruction
- 39 in the laws of this State governing the carrying of a concealed handgun and
- 40 the use of deadly force. The North Carolina Criminal Justice Education and
- 41 Training Standards Commission shall prepare and publish general guidelines
- 42 for courses and qualifications of instructors which would satisfy the
- 43 requirements of this subdivision. An approved course shall be any course
- 44 which satisfies the requirements of this subdivision and is certified or
- 45 sponsored ~~by~~ by any of the following:
- 46 a. The North Carolina Criminal Justice Education and Training
- 47 Standards ~~Commission,~~ Commission.
- 48 b. The National Rifle Association, ~~or Association.~~
- 49 b1. The United States Concealed Carry Association.
- 50 c. A law enforcement agency, college, private or public institution or
- 51 organization, or firearms training school, taught by instructors

1 certified by the North Carolina Criminal Justice Education and
2 Training Standards ~~Commission or Commission~~, the United States
3 Concealed Carry Association, or the National Rifle Association.

4 Every instructor of an approved course shall file a copy of the firearms course
5 description, outline, and proof of certification annually, or upon modification
6 of the course if more frequently, with the North Carolina Criminal Justice
7 Education and Training Standards Commission."

8 **SECTION 16.(b)** This section becomes effective July 1, 2022, and applies to permit
9 applications submitted on or after that date.

10 11 **AMEND NORTH CAROLINA TIMESHARE ACT TRANSFER PROVISIONS**

12 **SECTION 17.(a)** G.S. 93A-41(45) reads as rewritten:

13 "(45) Timeshare transfer services. – Any service ~~offered or provided~~ in this State,
14 ~~or offered or provided anywhere in connection with a timeshare program~~
15 ~~containing timeshare units or a timeshare property located in this State~~, State
16 that provides assistance in the resale, transfer, relinquishment, or other
17 disposition of a consumer timeshare reseller's timeshare, including a
18 reconveyance or other transfer to a developer or managing entity, whether
19 referred to as timeshare exit, timeshare cancellation, timeshare relief, or any
20 similar phrase. The term does not include resale advertising services."

21 **SECTION 17.(b)** G.S. 93A-68, as enacted by Section 1(c) of S.L. 2021-163, reads
22 as rewritten:

23 "**§ 93A-68. Timeshare transfer services.**

24 ...

25 (n) Providing timeshare transfer services ~~with respect to a consumer resale timeshare in~~
26 ~~a timeshare property located or offered within this State, or in a multisite timeshare program~~
27 ~~registered or required to be registered to be offered~~ in this State, including acting as an agent or
28 third-party service provider for a transfer service provider, constitutes operating, conducting,
29 engaging in, or carrying on a business or business venture in this State.

30"

31 32 **CHANGE PERTAINING TO THE REORGANIZATION OF CHILD AND FAMILY** 33 **WELL-BEING PROGRAMS AND SERVICES WITHIN THE DEPARTMENT OF** 34 **HEALTH AND HUMAN SERVICES**

35 **SECTION 18.** If House Bill 103, 2021 Regular Session, becomes law, then Section
36 9B.1(c) of that act is repealed effective July 1, 2022.

37 38 **AMEND PARAMETERS FOR ECONOMIC DEVELOPMENT HIGH-YIELD** 39 **PROJECT FUNDS**

40 **SECTION 19.(a)** If House Bill 103, 2021 Regular Session, becomes law, then
41 Section 11.10(a) of that act reads as rewritten:

42 "**SECTION 11.10.(a)** Appropriation. – Provided the Economic Investment Committee
43 awards a Job Development Investment Grant for a qualifying project in Chatham County, there
44 is appropriated from the Economic Development Project Reserve established in Section 2.2 of
45 S.L. 2021-180 to the Department of Commerce (Department) for the 2022-2023 fiscal year the
46 sum of one hundred twelve million five hundred thousand dollars (\$112,500,000) in nonrecurring
47 funds. The definitions of G.S. 143B-437.51 apply in this subsection, and, as used in this section,
48 a qualifying project is a high-yield project for which the agreement requires that ~~business~~
49 ~~manufacture computer chips the business~~, at the project site, engage in manufacturing, invest at
50 least four billion eight hundred million dollars (\$4,800,000,000) in private funds, and create at

1 least 1,800 eligible positions. The Department shall allocate the funds appropriated in this
2 subsection as follows:

- 3 (1) Fifty-seven million five hundred thousand dollars (\$57,500,000) to reimburse
4 the business for costs the Department certifies the business incurred for site
5 work and wetlands mitigation associated with such works needed at the site
6 of the qualifying project. For purposes of this section, site work includes
7 clearing, grading, and development of a build-ready pad.
- 8 (2) Fifty-five million dollars (\$55,000,000) to be granted to the City of Asheboro
9 for water infrastructure improvements needed to support the qualifying
10 project."

11 **SECTION 19.(b)** This section becomes effective July 1, 2022.

12 13 **AMEND PARAMETERS FOR QUALIFYING PROJECT FUNDING IN RANDOLPH** 14 **COUNTY**

15 **SECTION 20.(a)** If House Bill 103, 2021 Regular Session, becomes law, then
16 Section 11.13(a) of that act reads as rewritten:

17 "**SECTION 11.13.(a)** Provided (i) the condition regarding election in Section 11.19(c) of
18 S.L. 2021-180 imposed on the manufacturer is met and (ii) the manufacturer agrees to, no later
19 than December 31, 2034, both create at least ~~5,000~~ 4,500 eligible and expansion positions in, and
20 invest at least four billion seven hundred million dollars (\$4,700,000,000) in private funds in,
21 this State, there is appropriated from the Economic Development Project Reserve established in
22 Section 2.2 of S.L. 2021-180 to the Department of Commerce (Department) for the 2022-2023
23 fiscal year the sum of two hundred twenty-five million dollars (\$225,000,000). Private funds, as
24 used in this section, do not include funds received from or reimbursed by the State. The
25 Department shall allocate the funds appropriated in this section as follows:

- 26 (1) One hundred seventy-five million dollars (\$175,000,000) for reimbursement
27 of costs incurred by the manufacturer for purposes listed in Section 11.19(c)
28 of S.L. 2021-180. Funds appropriated in this subsection are subject to
29 proportionate recapture in the event the manufacturer fails to meet the
30 ~~requirements set forth in this section.~~ preceding requirements.
- 31 (2) Fifty million dollars (\$50,000,000) for payments to the manufacturer for
32 creating and maintaining, ~~of the 5,000 up to 1,125~~ up to 1,125 eligible and expansion
33 positions ~~required by this section, the final 1,125 positions (qualifying~~
34 ~~positions).~~ (qualifying positions) above 3,875 such positions. For the year in
35 which a qualifying position is first filled, the Department shall pay the
36 manufacturer the sum of forty-four thousand four hundred forty-four dollars
37 and forty-four cents (\$44,444.44). A manufacturer that fails to maintain a
38 qualifying position through the requirement term is disqualified from
39 retaining the full amount received for the qualifying position in the year in
40 which the failure occurs, may not again be paid for the qualifying position for
41 any remaining year of the requirement term, and must pay to the Department
42 a forfeiture amount. The forfeiture amount is equal to the product of forty-four
43 thousand four hundred forty-four dollars and forty-four cents (\$44,444.44)
44 multiplied by a fraction, the numerator of which is the number of years
45 remaining in the requirement term, including the year of the failure, and the
46 denominator of which is 20. The requirement term ends 20 years from the date
47 that ~~all 5,000~~ all 4,500 eligible and expansion positions are filled or December 31, 2054,
48 whichever is earlier. A manufacturer may receive an annual disbursement of
49 a grant amount owed pursuant to the economic development agreement under
50 G.S. 143B-437.57 only after the Economic Investment Committee established

1 pursuant to G.S. 143B-437.54 has certified there are no outstanding forfeiture
2 amounts."

3 **SECTION 20.(b)** This section becomes effective July 1, 2022.
4

5 **REPEAL ALTERNATE GRANT DISBURSEMENT PROCEDURE FOR CERTAIN**
6 **WATER AND WASTEWATER INFRASTRUCTURE FUNDS**

7 **SECTION 21.(a)** If House Bill 103, 2021 Regular Session, becomes law, then
8 Section 12.9(f) of that act is repealed.

9 **SECTION 21.(b)** This section becomes effective July 1, 2022.
10

11 **PROVIDE ADDITIONAL GUIDELINES FOR DEVELOPMENT OF THE FLOOD**
12 **RESILIENCY BLUEPRINT**

13 **SECTION 22.(a)** Flood Resiliency Blueprint Development. – The organization
14 contracted by the Department of Environmental Quality, Division of Mitigation Services (DMS),
15 to develop the Flood Resiliency Blueprint (Blueprint), under Section 5.9(c) of S.L. 2021-180,
16 shall do all of the following:

- 17 (1) Set up a standardized method to create requirements and guidelines for major
18 flood risk modeling datasets with statewide application, including the
19 collection, updating, and storing of GIS data.
- 20 (2) Develop consistent guidelines to ensure common standard hydrology and
21 hydraulic watershed models can be used for regional studies.
- 22 (3) Create and maintain a publicly accessible repository for data and modeling
23 outputs and technical reports to allow local government units and other
24 organizations to access the information.

25 **SECTION 22.(b)** Report. – In the annual report required by Section 5.9(c) of S.L.
26 2021-180, due by July 1, 2023, DMS shall include an update on the following information:

- 27 (1) Recommendations on how data can be incorporated into decision making
28 through local planning and State project prioritization for capital improvement
29 plans.
- 30 (2) Decision support tools and an implementation plan to reduce the cost and
31 complexity for local government units to develop projects that reduce flood
32 risks.

33
34 **EFFECTIVE DATE**

35 **SECTION 23.** Except as otherwise provided, this act is effective when it becomes
36 law.