

11 NCAC 08 .0707 is proposed for amendment as follows:

11 NCAC 08 .0707 SPECIAL CIRCUMSTANCES

(a) Licensed Architect, Licensed General Contractor, Licensed Plumbing or Heating Contractor, Licensed Electrical Contractor, Licensed Professional Engineer. Applicants under this Paragraph shall be currently registered or licensed (as of June 13, 1977) by the State of North Carolina as an architect, a general contractor, a plumbing or heating contractor, an electrical contractor, or a professional engineer to receive certification. The standard certificate shall authorize the person to practice as a qualified code-enforcement official of the type and at the performance level determined by the Board to be appropriate, in accordance with the rule in this Chapter specific to that area of code enforcement, in light of the applicant's education, training, and experience.

(b) Certified Code-Enforcement Official From Another State. Pursuant to G.S. 143-151.14(a), the Board may issue a standard certificate to any person ~~who~~ who:

- (1) holds a currently valid certificate as a qualified code-enforcement official from another state or territory whose standards are acceptable to the Board and not lower than those required of North Carolina applicants, under Article 9C of Chapter 143 of the North Carolina General Statutes, and all applicable administrative rules governing code-enforcement ~~officials~~, officials; and
- (2) ~~passes~~ makes a passing grade of at least 70 percent on a state examination in the area and level of the standard certificate ~~sought~~, sought; and
- (3) makes a passing grade of at least 70 percent on the state law and administration examination administered by the Board.

~~The standard certificate shall authorize the person to practice as a qualified code enforcement official of the type and at the performance level determined by the Board to be appropriate, in accordance with the area and level of the state examination passed by the applicant and the rule in this Chapter specific to that area of code enforcement, in light of the applicant's education, training, and experience.~~

(c) Certified Code-Enforcement Official with International Code Council (ICC) Certification. Pursuant to G.S. 143-151.14(b), the Board may issue a standard certificate to any person ~~who~~ who:

- (1) is certified as a qualified code-enforcement official in good standing by the International Code Council where standards and examinations are acceptable to the Board and not lower than those required of North Carolina applicants, under Article 9C of Chapter 143 of the North Carolina General Statutes and all applicable administrative rules governing code-enforcement ~~officials~~, officials; and
- (2) ~~passes~~ makes a passing grade of at least 70 percent on a state examination in the area and level of the standard certificate ~~sought~~, sought; and
- (3) makes a passing grade of at least 70 percent on the state law and administration examination administered by the Board.

~~The standard certificate shall authorize the person to practice as a qualified code enforcement official of the type and at the performance level determined by the Board to be appropriate, in accordance with the area and level of the state examination passed by the applicant and the rule in this Chapter specific to that area of code enforcement, in light of the applicant's education, training, and experience.~~

(d) Comity Applicants. Comity applicants as set out in in Paragraphs (b) and (c) of this Rule shall meet the experience requirements specified in the rule in this Chapter specific to the area and level of code enforcement sought to be eligible for comity consideration. ~~The successful completion of~~ Comity applicants must complete a short course required by G.S. 143-151.14(c) concerning the State Building Code rules and code enforcement administration ~~must be completed~~ within three years to maintain any standard certificate issued due to comity. Standard certificates issued under comity shall expire if the required course is not completed within the three-year period. The standard certificate issued to the comity applicant shall authorize the comity applicant to practice as a qualified code-enforcement official of the type and at the performance level determined by the Board to be appropriate, in accordance with the area and level of the state examination passed by the applicant and the rule in this Chapter specific to that area of code enforcement, in light of the applicant's education, training, and experience.

(e) Applicants may submit other experience in the design, construction, installation or inspection of buildings and electrical, mechanical, plumbing, and fire systems for consideration as other special circumstances meeting the Board's requirements. The Board's Qualification and Evaluation Committee shall consider such experience on a case-by-case basis and make a recommendation to the Board.

History Note: Authority G.S. 143-151.12(1); 143-151.12(3); 143-151.13; 143-151.14; Eff. January 15, 1980;

- 1 *Amended Eff. July 1, 1983;*
- 2 *Readopted Eff. July 1, 2019;*
- 3 *Amended Eff. February 1, ~~2025~~ 2025; May 1, 2026.*