

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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SENATE BILL 756

Short Title: Licensing Board Defined.

(Public)

Sponsors: Senator Harris.

Referred to: State Government.

April 4, 1989

A BILL TO BE ENTITLED
AN ACT TO FURTHER DEFINE A NEW LICENSING BOARD FOR PURPOSES
OF LEGISLATIVE REVIEW.

The General Assembly of North Carolina enacts:

Section 1. G.S. 120-149.2 reads as rewritten:

"§ 120-149.2. Definitions.

As used in this Article:

- (1) 'Assessment report' means a report that initially describes the need for and the fiscal impact of a new licensing board.
- (2) 'Committee' means the Legislative Committee on New Licensing Boards.
- (3) 'Licensing' means a regulatory system that requires persons to meet certain qualifications before they are eligible to engage in a particular occupation or profession, but does not include a regulatory system that imposes certain qualifications as a condition for using or advertising specified titles or descriptions in connection with a particular occupation or profession, unless the restrictions on the use and advertisement of said titles is so broad as to effectively prohibit the practitioner from engaging in the profession or occupation without meeting the qualifications.
- (4) 'New licensing board' includes each of the following:
 - (i) a proposed new board with licensing authority over an occupation or profession; ~~and~~

- 1 (ii) an existing board with proposed licensing authority over an
2 occupation or profession not previously licensed by the
3 board; provided, however, that the Committee, in reviewing
4 a proposal to license a profession or occupation under an
5 existing board, shall not assess the need for the continued
6 licensing of professions and occupations already within the
7 board's jurisdiction; and
8 (iii) an existing board with licensing authority over an
9 occupation or profession which is seeking to expand the
10 scope of its practice.
11 (5) 'Supplementary report' means a report that assesses the changes
12 proposed by an amendment or committee substitute which would
13 substantially alter a legislative proposal to create a new licensing board
14 and for which an assessment report has already been prepared."
15 Sec. 2. This act is effective upon ratification.