

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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HOUSE BILL 36

Short Title: Construction Audit Follow-up.

(Public)

Sponsors: Representatives Hasty, Easterling, Ligon, Lineberry, Privette, Woodard; Pope, and Warner.

Referred to: State Government.

February 11, 1991

A BILL TO BE ENTITLED

1 AN ACT TO REQUIRE THE GENERAL CONTRACTORS LICENSING BOARD
2 AND THE CODE OFFICIALS QUALIFICATION BOARD TO IMPLEMENT
3 RECOMMENDATIONS OF THE STATE AUDITOR AND TO REPORT
4 IMPLEMENTATION STATUS TO THE JOINT LEGISLATIVE COMMISSION
5 ON GOVERNMENTAL OPERATIONS.
6

7 The General Assembly of North Carolina enacts:

8 Whereas, the Legislative Research Commission undertook to study consumer
9 protection issues, including those relating to the elderly, during the 1989-91 biennium;
10 and

11 Whereas, the consumer protection study revealed, among other things, serious
12 problems and deficiencies relating to regulation and enforcement of business practices
13 in the home construction industry; and

14 Whereas, the LRC Consumer Protection Study Committee requested a State
15 Audit of the performance of boards and commissions established to regulate the home
16 construction industry; and

17 Whereas, the final report of the State Auditor was presented to the Consumer
18 Protection Study Committee at its November 16 meeting; and

19 Whereas, the audit report indicated that although the boards and commissions
20 audited were in compliance with their statutory authority and duties, improvements are
21 needed in the overall regulatory system and in certain board management practices in
22 order to ensure that the general welfare of the consuming public is protected; Now,
23 therefore,

1 The General Assembly of North Carolina enacts:

2 Section 1. The General Contractors Licensing Board shall implement all
3 recommendations specifically addressed to the Board in the State Auditor's Performance
4 Audit Report on Regulation of the Home Construction Industry, November, 1990;
5 provided that the Board is not required to implement or report on any recommendations
6 in the Auditor's report that are addressed to other agencies included in the audit, or that
7 require action not within the Board's statutory or regulatory authority. The Board shall
8 report to the Joint Legislative Commission on Governmental Operations, not later than
9 October 1, 1991, on the implementation status of the applicable recommendations.

10 Sec. 2. The North Carolina Code Officials Qualification Board shall
11 implement all recommendations specifically addressed to the Board in the State
12 Auditor's Performance Audit Report on Regulation of the Home Construction Industry,
13 November, 1990; provided that the Board is not required to implement or report on any
14 recommendations in the Auditor's report that are addressed to other agencies included in
15 the audit, or that require action not within the Board's statutory or regulatory authority.
16 The Board shall report to the Joint Legislative Commission on Governmental
17 Operations, not later than October 1, 1991, on the implementation status of the
18 applicable recommendations.

19 Sec. 3. This act is effective upon ratification.