

Periodic Review of Existing Rules

April 12, 2024

N.C. Gen. Stat. § 150B-21.3A requires the NC Board for Licensing of Geologists (NCBLG) to conduct a review of its rules every ten years, determining whether each rule is necessary or unnecessary. An unnecessary rule is obsolete, redundant, or otherwise not needed. A report of the Board's initial determination concerning each rule can be found below. A copy of the report will also be posted on the Office of Administrative Hearings' (OAH) website.

The NCBLG determined that all current rules are necessary. The public has 60 days from the date of posting on the OAH website, to review and provide comment. The Board will respond to any public comments by addressing the merits of each comment. After the comment period is over and the Board has made its final determination, a report of the determination, as well as any public comments received and the Board's response to those comments, will be sent to the Rules Review Commission.

"Public comment" is defined by N.C. Gen. Stat. § 150B-21.3A(a)(5) as a written objection to all or part of a rule. Additionally, pursuant to N.C. Gen. Stat. § 150B-21.3A(c)(2), for the Rules Review Commission to determine whether the public comment has merit, the public comment must address the specific substance of the rule and address any of the standards of Commission review, as set forth in N.C. Gen. Stat. § 150B-21.9(a).

If you would like to provide comment on the Board's initial determination, please send written comment to:

Barbara U. Geiger
Executive Director
P.O. Box 41225
Raleigh, NC 27629-1225
contact@ncblg.org

G.S. 150B-21.3A Report for 21 NCAC 21, Board for Licensing of Geologists

Agency - Board for Licensing of Geologists

Comment Period - April 12, 2024 - June 18, 2024

Date Submitted to APO - Filled in by RRC staff

Subchapter	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Required to Implement or Conform to Federal Regulation [150B-21.3A(d1)]
	SECTION .0100 - STATUTORY AND ADMINISTRATIVE PROVISIONS	21 NCAC 21 .0101	AUTHORITY, NAME AND LOCATION OF BOARD	Amended Eff. June 1, 2017	Necessary	No
		21 NCAC 21 .0103	ORGANIZATION OF THE BOARD	Amended Eff. June 1, 2017	Necessary	No
		21 NCAC 21 .0104	DUTIES OF OFFICERS	Amended Eff. June 1, 2017	Necessary	No
		21 NCAC 21 .0105	SEAL OF BOARD	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 16, 2014	Necessary	No
		21 NCAC 21 .0107	FEES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 16, 2014	Necessary	No
	SECTION .0200 - RECORDS AND REPORTS OF BOARD: RETENTION AND DISPOSITION	21 NCAC 21 .0202	RECORDS OF APPLICATIONS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 16, 2014	Necessary	No
		21 NCAC 21 .0203	ROSTER OF LICENSED GEOLOGISTS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 16, 2014	Necessary	No
	SECTION .0300 - LICENSING OF GEOLOGISTS	21 NCAC 21 .0301	REQUIREMENTS FOR LICENSING	Amended Eff. June 1, 2017	Necessary	No
		21 NCAC 21 .0302	APPLICATION PROCEDURE	Amended Eff. June 1, 2017	Necessary	No
		21 NCAC 21 .0303	INACTIVE STATUS	Eff. June 1, 2017	Necessary	No
	SECTION .0400 - CONTINUING EDUCATION	21 NCAC 21 .0403	INTRODUCTION	Eff. June 1, 2017	Necessary	No
		21 NCAC 21 .0404	REQUIREMENTS	Eff. June 1, 2017	Necessary	No
		21 NCAC 21 .0405	DETERMINATION OF CREDIT	Eff. June 1, 2017	Necessary	No
		21 NCAC 21 .0406	RECORDKEEPING	Eff. June 1, 2017	Necessary	No
		21 NCAC 21 .0407	EXEMPTIONS	Eff. June 1, 2017	Necessary	No
	SECTION .0500 - DISCIPLINARY ACTION AND PROCEDURE	21 NCAC 21 .0501	FILING OF CHARGES AND DISCIPLINARY ACTIONS	Amended Eff. June 1, 2017	Necessary	No
		21 NCAC 21 .0502	REPRIMAND	Amended Eff. June 1, 2017	Necessary	No
		21 NCAC 21 .0505	RIGHT TO HEARING	Amended Eff. June 1, 2017	Necessary	No

Subchapter	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Required to Implement or Conform to Federal Regulation [150B-21.3A(d1)]
		21 NCAC 21 .0506	REQUEST FOR HEARING	Amended Eff. June 1, 2017	Necessary	No
		21 NCAC 21 .0507	GRANTING OR DENYING HEARING REQUESTS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 16, 2014	Necessary	No
		21 NCAC 21 .0508	NOTICE OF HEARING	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 16, 2014	Necessary	No
		21 NCAC 21 .0510	PETITION FOR INTERVENTION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 16, 2014	Necessary	No
		21 NCAC 21 .0511	TYPES OF INTERVENTION	Amended Eff. June 1, 2017	Necessary	No
		21 NCAC 21 .0513	DISQUALIFICATION OF BOARD MEMBERS	Amended Eff. June 1, 2017	Necessary	No
		21 NCAC 21 .0514	INVESTIGATION	Amended Eff. June 1, 2017	Necessary	No
		21 NCAC 21 .0515	DISCIPLINARY PROCEDURE	Amended Eff. June 1, 2017	Necessary	No
	SECTION .0600 - ADMINISTRATIVE HEARINGS: DECISIONS: RELATED RIGHTS	21 NCAC 21 .0601	WITNESSES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 16, 2014	Necessary	No
		21 NCAC 21 .0602	SIMPLIFICATION OF ISSUES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 16, 2014	Necessary	No
		21 NCAC 21 .0603	SUBPOENAS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 16, 2014	Necessary	No
		21 NCAC 21 .0604	FINAL DECISIONS IN ADMINISTRATIVE HEARINGS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 16, 2014	Necessary	No
		21 NCAC 21 .0605	EXCEPTIONS AND PROPOSED DECISIONS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 16, 2014	Necessary	No
		21 NCAC 21 .0606	ORAL ARGUMENT	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 16, 2014	Necessary	No
		21 NCAC 21 .0607	EXTENSION OF TIME; NOTIFICATION OF FINAL DECISION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 16, 2014	Necessary	No
	SECTION .0800 - RULEMAKING PROCEDURES	21 NCAC 21 .0802	COPIES OF RULES: INSPECTION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 16, 2014	Necessary	No
		21 NCAC 21 .0803	PETITION FOR RULEMAKING HEARINGS	Amended Eff. June 1, 2017	Necessary	No
		21 NCAC 21 .0804	DISPOSITION OF PETITIONS FOR RULEMAKING	Amended Eff. June 1, 2017	Necessary	No

Subchapter	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Required to Implement or Conform to Federal Regulation [150B-21.3A(d1)]
		21 NCAC 21 .0807	RECORD PROCEEDINGS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 16, 2014	Necessary	No
	SECTION .0900 - DECLARATORY RULINGS	21 NCAC 21 .0902	SUBMISSION OF REQUEST FOR DECLARATORY RULING	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 16, 2014	Necessary	No
		21 NCAC 21 .0903	DISPOSITION OF REQUESTS	Amended Eff. June 1, 2017	Necessary	No
		21 NCAC 21 .0904	RECORD OF DECISION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 16, 2014	Necessary	No
	SECTION .1000 - PROFESSIONAL CORPORATIONS	21 NCAC 21 .1001	PRACTICE OF GEOLOGY BY CORPORATIONS AND LIMITED LIABILITY COMPANIES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 16, 2014	Necessary	No
		21 NCAC 21 .1002	FOREIGN CORPORATIONS AND LIMITED LIABILITY COMPANIES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 16, 2014	Necessary	No
	SECTION .1100 - PROFESSIONAL CONDUCT	21 NCAC 21 .1101	RULES OF PROFESSIONAL CONDUCT	Amended Eff. June 1, 2017	Necessary	No
		21 NCAC 21 .1102	RULES OF CONDUCT OF ADVERTISING	Amended Eff. June 1, 2017	Necessary	No