

CHAPTER 3

NORTH CAROLINA GENERAL STATUTES PERTAINING TO THE ADMINISTRATION OF THE NORTH CAROLINA STATE BUILDING CODE

The *North Carolina State Building Code* does not include all additional requirements for buildings and structures that may be imposed by other State agencies, occupational licensing boards and commissions. It shall be the responsibility of a permit holder, design professional, contractor, or occupational license holder to determine whether any additional requirements exist.

The current language of the North Carolina General Statutes may be viewed online at www.ncleg.gov or by clicking on the referenced statute number below.

The following list, while extensive, may not include all applicable North Carolina General Statutes.

Property Owners

1-539.2	Dismantling portion of building
14-68	Failure of owner of property to comply with orders of public authorities
106-581.1	Agriculture defined
160D-903	Agricultural uses

Misconduct in Public Office

(N.C.G.S. Chapter 14, Article 31)

14-228	Buying and selling offices
14-229	Acting as officer before qualifying as such
14-230	Willfully failing to discharge duties
14-231	Failing to make reports and discharge other duties
14-232	Swearing falsely to official reports

Administrative Search and Inspection Warrants

15-27.2	Warrants to conduct inspections authorized by law
58-78A-15	State Fire Marshal to supervise local inspectors
58-78A-16	State Fire Marshal to inspect state property
58-79-20	Inspection of premises; dangerous material removed

Electrical Materials, Devices, Appliances and Equipment

(N.C.G.S. Chapter 66, Article 4)

66-23	Sale of electrical goods regulated
66-24	Identification marks required
66-25	Acceptable listings as to safety of goods
66-26	Legal responsibility of proper installations unaffected
66-27	Violation made misdemeanor
66-27.01	Enforcement

Safety Features of Hot Water Heaters

(N.C.G.S. Chapter 66, Article 4A)

66-27.1	Certain automatic hot water tanks or heaters to have approved relief valves; installation or sale of unapproved relief valves forbidden
66-27.2	Certain hot water supply storage tank or heater baffles, heat traps, etc., to be tested before installation or sale

- 66-27.3 Violation of Article made misdemeanor
- 66-27.4 Local regulation of hot water heater safety features

Architects and Registered Interior Designers

- 83A-1 Definitions
- 83A-12 Prohibited practice
- 83A-13 Exemptions

General Contractors

(N.C.G.S. Chapter 87, Article 1)

- 87-1 "General contractor" defined; exceptions
- 87-1.1 Exception for licenses under Article 2 or 4
- 87-1.2 Exception for specified Department of Transportation contractors
- 87-14 Regulations as to issue of building permits
- 87-15.6 Homeowners Recovery Fund

Plumbing, Heating, and Fire Sprinkler Contractors

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

Electrical Contractors

(N.C.G.S. Chapter 87, Article 4)

- 87-43 Electrical contracting defined; licenses
- 87-43.1 Exceptions
- 87-43.2 Issuance of license
- 87-43.3 Classification of licenses

Refrigeration Contractors

- 87-57 License required of persons, firms or corporations engaged in the refrigeration trade
- 87-58 Definitions; contractors licensed by Board; examinations

Engineering and Land Surveying

- 89C-3 Definitions
- 89C-23 Unlawful to practice engineering or land surveying without licensure; unlawful use of title or terms; penalties; Attorney General to be legal adviser

Uniform Boiler and Pressure Vessel Act

(N.C.G.S. Chapter 95, Article 7A)

- 95-69.8 Short title
- 95-69.9 Definitions
- 95-69.10 Application of Article; exemptions
- 95-69.11 Powers and duties of commissioner
- 95-69.16 Inspection certificate required

Public Schools

- 115C-525 Fire prevention

Gasoline and Oil Inspection and Regulation

(N.C.G.S. Chapter 119, Article 5)

(Liquified petroleum gases)

- 119-54 Purpose: definitions: scope of Article

Wastewater Systems*(N.C.G.S. Chapter 130A, Article 10)*

- 130A-336 Improvement permit and authorization for wastewater system construction required
- 130A-337 Inspection; operation permit required
- 130A-338 Authorization for wastewater system construction required before other permits to be issued
- 130A-339 Limitation on electrical service

Public Works*(N.C.G.S. Chapter 133, Article 1)*

- 133-1 Employment of architects, etc., on public works when interested in use of materials prohibited
- 133-1.1 Certain buildings involving public funds to be designed, etc., by architect or engineer
- 133-2 Drawing of plans by material furnisher prohibited
- 133-3 Specifications to carry competitive items; substitution of materials
- 133-4 Violation of Chapter made misdemeanor

Inspection of State-Owned Buildings

- 143-135.1 State buildings exempt from county and municipal building requirements; consideration of recommendations by counties and municipalities

Building Code Council and Building Code*(N.C.G.S. Chapter 130A, Article 9)*

- 143-136 Building Code Council created; membership, committees
- 143-137 Organization of Council; rules; meetings; staff; fiscal affairs
- 143-138 North Carolina State Building Code
- 143-138.1 Introduction and instruction of the North Carolina Building Code; posting of written commentaries and interpretations on Office of State Fire Marshal Website
- 143-139 Enforcement of Building Code
- 143-139.1 Certification of manufactured buildings, structures or components by recognized independent testing laboratory; minimum standards for single-family, on-frame modular homes
- 143-139.2 Enforcement of insulation requirements; certificate for occupancy; no electric service without compliance
- 143-139.3 Inspection of liquified petroleum gas piping systems for residential structures
- 143-140 Hearings before enforcement agencies as to questions under Building Code
- 143-141 Appeals to Building Code Council
- 143-142 Further duties of the Building Code Council
- 143-143 Effect on certain existing laws
- 143-143.2 Electric wiring of houses, buildings, and structures
- 143-143.3 Temporary toilet facilities at construction sites
- 143-143.4 Door lock exemption for certain businesses
- 143-143.5 Access to toilets in shopping malls

Code Officials Qualification Board*(N.C.G.S. Chapter 130A, Article 9C)*

- 143-151.8 Definitions
- 143-151.9 North Carolina Code Officials Qualification Board established; members; terms; vacancies
- 143-151.10 Compensation

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143-151.11	Chairman; vice-chairman; other officers; meetings; reports
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143-151.14	Comity
143-151.15	Return of certificate to Board; reissuance by Board
143-151.16	Certification fees; renewal of certificates; examination fees
143-151.17	Grounds for disciplinary actions; investigation; administrative procedures
143-151.18	Violations; penalty; injunction
143-151.19	Administration
143-151.20	Donations and appropriations
143-151.21	Disposition of fees

Master Electrical and Natural Gas Meters Prohibited

(N.C.G.S. Chapter 143, Article 9E)

143-151.42	Prohibition of master meters for electric and natural gas service
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North Carolina Home Inspector Licensure Board

(N.C.G.S. Chapter 143, Article 9F)

143-151.43	Short title
143-151.44	Purpose
143-151.45	Definitions
143-151.46	North Carolina Home Inspector Licensure Board established; members; terms; vacancies
143-151.47	Compensation of Board members
143-151.48	Election of officers; meetings of Board
143-151.49	Powers and responsibilities of Board
143-151.50	License required to perform home inspections for compensation or to claim to be a "licensed home inspector"
143-151.51	Requirements to be licensed as a home inspector
143-151.53	Notification to applicant following evaluation of application
143-151.54	Miscellaneous license provisions
143-151.55	Renewal of license; inactive licenses; lapsed licenses
143-151.56	Suspension, revocation, and refusal to renew license
143-151.57	Fees
143-151.58	Duties of licensed home inspector
143-151.59	Violation is a misdemeanor
143-151.60	Injunctions
143-151.62	Persons and practices not affected
143-151.63	Administration
143-151.64	Continuing education requirements

Administrative Procedures Act
(*N.C.G.S. Chapter 150B, Article 2A*)

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150B-19.3	Limitations on certain environmental rules
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150B-21.1A	Adopting an emergency rule
150B-21.2	Procedure for adopting a permanent rule
150B-21.3	Effective date of rules
150B-21.3A	Periodic review and expiration of existing rules
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150B-21.5	Circumstances when notice and rule-making hearing not required; circumstances when submission to the Commission not required
150B-21.6	Incorporating material in a rule by reference
150B-21.7	Effect of transfer of duties or termination of agency on rules
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150B-21.9	Standards and timetable for review by Commission
150B-21.10	Commission action on permanent rule
150B-21.11	Procedure when Commission approves permanent rule
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Cities and Counties
(*N.C.G.S. Chapter 160D, Article 4*)

160D-401	Application
160D-402	Administrative staff
160D-404	Enforcement
160D-405	Appeals of administrative decisions
160D-406	Quasi-judicial procedure
160D-1101	Definitions
160D-1102	Building code administration
160D-1103	Qualification of inspectors
160D-1104	Duties and responsibilities
160D-1104.1	Remote inspection alternative
160D-1105	Other arrangements for inspection
160D-1106	Alternative inspection method for components or element
160D-1107	Mutual aid contracts
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160D-1109	Failure to perform duties
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160D-1111	Expiration of building permits
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160D-1128	Fire limits
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160D-1130	Vacant building receivership