

NCOWCICB
BOARD MEETING AGENDA
December 11, 2020 9:00 a.m.
LOCATION: Courtyard Raleigh Cary/Parkside Town Commons
1008 Parkside Main Street Cary, NC

9:00 a.m. CALL TO ORDER: Russ Davis
OPENING PRAYER: Jerry Pearce
ROLL CALL: all present, Diana on phone in
READING OF ETHICS STATEMENT
ETHICS STATEMENT: In accordance with the State Government Ethics Act, it is the duty of every [Board] member to avoid both conflicts of interest and appearances of conflict. Does any [Board] member have any known conflict of interest or appearance of conflict with respect to any matters coming before the [Board] today? If so, please identify the conflict or appearance of conflict and refrain from any undue participation in the particular matter involved.

Diana Rashash NCSU classes, Jerry Pearce NCSTA classes

9:05 a.m. RECOGNITION OF ANY ATTENDING PUBLIC AND REQUEST TO ADDRESS BOARD (PLEASE NOTE: PUBLIC MAY ADDRESS THE BOARD DURING THIS SECTION OF BOARD MEETING. BOARD WILL NOT RESPOND TO COMMENTS OR REQUEST MADE BY PUBLIC. REQUEST MADE BY PUBLIC DURING THIS SESSION WILL BE PLACED ON A FUTURE BOARD AGENDA FOR DISCUSSION. PUBLIC WILL BE ALLOWED MAXIMUM OF FIVE (5) MINUTES PER PERSON TO ADDRESS BOARD. PUBLIC WILL NOT BE ALLOWED COMMENT FOR REMAINDER OF BOARD MEETING.

Public in attendance at meeting: Anna Choi, Board Counsel, Joni Tanner NCSU was here then left

9:05 a.m. Approval of Minutes from May 8, 2020 and June 24, 2020 meetings (see minutes attached)
Motion to approve David Swinney, 2nd Walter James, approved

9:15 a.m. Update from Administrator:

- The annual audit as been completed and a clean report was issued
- REMINDER Any Board member that has not taken the required Ethics training should do so **immediately**. Once you have taken the course please send me a copy of the completion certificate. Information for required Ethics training for Board members can be found at <https://www.ncsbe.gov/Ethics/Education>
- The following is what the Ethics Commission records show regarding the Board member's Ethics Training as of 12/7/2020:

Board Member	Last Date Rcvd	Next Due Date
Russ Davis	1/14/20	1/14/22
Russ Ayers	12/5/19	12/5/21
Jerry Pearce	10/12/19	10/12/21
Diana Rashash	10/11/19	10/11/21
Glenn Hines	4/20/20	4/20/22
Michael Robinson	11/14/18	11/14/20
Walter James	12/11/18	12/11/20
Chris Dobbins	03/03/19	03/03/21

David Swinney 5/5/20
Connie Stephens(EL) 4/30/19

05/05/22
04/30/21

- The end of the year is approaching quickly, **REMEMBER** each Board member must file an SEI no later than April 15, 2021. Please do this sooner rather than later and send me an email when you complete it.
- The following rule was approved as a temporary rule and needs to become a permanent rule. This needs to be approved by the Board and will go thru the usual public comment period and then adoption.

21 NCAC 39 .0904 WAIVER

The Board may waive or extend any rule in this Chapter that is not statutorily required if a certificate holder submits a written request. The Board may also waive or extend any rule in 21 NCAC 39 that is not statutorily required upon its own initiative. Factors the Board shall use in determining whether to grant the waiver or extension are:

- (1) degree of disruption to the Board;
- (2) cost to the Board;
- (3) degree of benefit to the public;
- (4) whether the requesting party had control over the circumstances that required the requested waiver;
- (5) notice to and opposition by the public;
- (6) need for the waiver or extension; and
- (7) previous requests for waivers or extensions submitted from the requesting party.

History Note: Authority G.S. 90A-74; 150B-19(6)

Motion to approve Diana Rashash, 2nd David Swinney, approved

- Extension and renewal update:
The details of the extension approved by the Board at the May meeting were sent out with the 2021 renewal invoice. The majority of the certification holders have already received their continuing education and sent in their renewals with only a very low percentage taking advantage of the extension dates.

- Class Approval Request:

2020 has been a year like no other. Our industry was determined early on in the pandemic to be an essential service. A few of the class providers chose not to hold classes however NCSTA stepped up and added additional sites to their schedule to assure coverage for the certification holders. The attendees of these classes were very appreciative of the fact that the classes were offered.

A request has been received from NCSU for approval to providers to offer online classes for continuing education. This would be an approval for any class provider and requires a separate vote from the approval request below.

Opened to discussions, Glenn asked if additional sites would be added and was told that yes they would add sites, Russ Ayers says may have problems whether in person or virtual says wife uses computer with facial recognition stated if we do virtual approval would need to have verification, would prefer to go in person, may be an opportunity for the younger generation, he agrees you learn more in person, in an event we have another pandemic may need an option. It would need to be a work in progress.

David Swinney has not formed an opinion c/e yet, wants to make motion that the beginner class must be in person, 2nd Mike Robinson, approved non opposed, approved

Russ Davis gave an update on c/e program from GC Board, they have 33,000 and 25,000 needed c/e in 2020. Their plan was to end virtual c/e at end of 2020 and they have extended to June 2021 and will end virtual then and require in person training. Realtors have over 100k and will do virtual c/e.

Anna Choi reminded that we have to report we have done to alleviate burden during pandemic. We have given extension to renewals, and expiration date of certification.

David Swinney asked if we could put together perimeters for virtual training.

Russ Davis explained that we are trying to decide if we want to do virtual or not at this point. Russ Ayers stated that if we decided to do this he thinks we should only allow one provider to do as an experiment.

Diana said NCSU sent us info and that NCSU requires they have webcam and have monitors that ensure that people are present. Said by this May we have discussed this for a year and it keeps dragging on.

Jerry Pearce made motion to not pursue virtual training at this point, David Swinney second motion, Diana not in approval of motion, motion carries, approved. Russ Davis stated he would gather information from other Boards about how the online training is progressing and get back to Board at next meeting.

Request for class approvals:

NCSU: Request for reapproval of all previously approved classes, motion to approve David Swinney, 2nd Walter James, approved

NCSTA: Request for reapproval of all previously approved classes, motion to approve Glenn Hines, 2nd David Swinney, approved

Jackson County: Request for reapproval of previously approved class, motion to approve Walter James, 2nd Glenn Hines, approved

Orange County: Request for reapproval of previously approved class, motion to approve David Swinney, 2nd Jerry Pearce, approved

Erin Gallimore Worldwide LLC: request for class approval, agenda submitted has 1 hour of NCOWCICB code of ethics, 1 hour of Safety review, and 4 hours of communication & its value in maintaining the health, safety, and welfare of the public, establishing expectations and how to deal with difficult people. Ms. Gallimore is a PE, past presenter for NOWRA, VA and SC. This class content does not have onsite specific elements and focuses on leadership and dealing with people. David Swinney based on info submitted motion to deny, 2nd Walter James, request denied

- Evaluator Rules: The proposed rules were put on hold until our General Statute could be amended to give us authority to charge a fee for the evaluator certification. The amendment was signed by the Governor on 7/1/2020. The proposed rules have gone thru an RRC pre-review and as is always the case when new rules are proposed it opens up the entire content of our rules. The review came back with 6 pages of comments and the majority dealt with rules that were already in place. The comments as usual also had wording that is preferred by RRC. Anna and I went over these line for line. If the intent stayed the same using the preferred RRC wording we went with what they suggested. In some cases using their wording may mean that we will be writing some policy statements for clarification. As Anna had stated at the May meeting we don't have to repeat items that are contained in General Statute and we had done so in the rules in an effort to hopefully clarify or give a one stop place to look up a particular item, repeating General Statute is probably not going to fly. Attached are the revised rules with the suggested edits from RRC. The Board needs to approve these prior to moving forward with the process.

Proposed rules were reviewed in detail, few alterations made, Russ Ayers stated has an issue with the evaluator being required to have 5 year experience 39 .0201(N) would rather it be 3 years, much discussion held, decision made to define experience in policy. Jerry Pearce made motion to keep experience as 5 years all in favor except Russ Ayers, approved motion to approve proposed rules as revised, motion to approve as revised David Swinney, 2nd Jerry Pearce, approved, Russ Davis thanks everyone for all the work done on these purposed rules

11:30 p.m. Treasurer's Report by Jerry Pearce, Treasurer
Financial Report as of October 31, 2020

Monies on hand:	
Capital Bank Operating Account	\$156,203.83
Select Bank*	\$244,661.46
Bank of Oak Ridge*	\$233,225.60
Sound Bank*	\$222,107.20
North State Bank*	\$230,376.33
First Bank*	\$100,751.43
First National*	<u>\$204,861.93</u>
Total Monies on hand	\$1,392,187.78

(*CD held for future enforcement)

See detailed YTD Financial Report Attached

Report presented by Jerry Pearce, motion to approve David Swinney, 2nd Russ Ayers, approved

11:35 a.m. Board shall enter Closed Session for discussion of complaints received,

Motion to enter closed session Jerry Pearce, 2nd Walter James, Board is now in closed session

12:20 p.m. Board shall re-enter regular session

MOTION TO GO INTO REGULAR SESSION

Jerry Pearce, 2nd Diana Rashash, Board is now in regular session

THE FOLLOWING COMPLAINTS WERE DISCUSSED IN CLOSED SESSION:
COMPLAINTS REVIEWED AND DECISIONS BY BOARD LISTED UNDER EACH COMPLAINT

Complaint 8262001: Repair without permit

Write letter must have permit, motion by David Swinney, 2nd Jerry Pearce, approved

Complaint 08142001: Inspection without certification

Further investigation, injunction motion by Walter James, 2nd Jerry Pearce, approved

Complaint 05182001: Improper Inspection

Motion to Dismiss Jerry Pearce, 2nd Walter James, approved

Complaint 06032001: Installation without certification

Motion to Dismiss due to getting certified, Chris Dobbins, 2nd Mike Robinson, approved

Complaint 06182001: Took money did not do repair

Motion for Anna to draft letter detailing complaint and that they are on our radar
Russ Ayers, 2nd Jerry Pearce approved

9241901 additional details received on previous complaint,

David Swinney did not participate in discussion. Motion for Anna to send letter advising in violation of consent order, Russ Ayers, 2nd Chris Dobbins, approved

Hearings: Board will need to hold hearing on pending case that has been held due to inability for Board to hold in person hearing.

12:25 p.m. Other business:

Russ Davis made a note to Board when and if you are contacted about issues they need to come through the office and the office will send to Board.

Next Board Meeting: The next scheduled meeting is May 14, 2021 9 a.m. in Raleigh area, keep in mind the Board meetings have been set as second Friday in May and December.

The Board may need to schedule a call meeting rules, complaints, etc

Meeting Adjourn: Motion to adjourn Diana Rashash, 2nd Jerry Pearce meeting adjourned

NCOWCICB Financial Report as of October 31, 2020

Monies on hand:

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YTD Receipts**

Fees Received	\$ 20,725
Interest Income	<u>\$ 3,573</u>
Total Receipts	\$ 24,298

YTD Expenditures**

Postage	\$ 168
Printing	\$ 0
Travel – Board	\$ 0
Travel – Staff	\$ 80
Telephone	\$ 1,144
Misc Expense	\$ 466
Bank Charges	\$ 0
Accounting	\$ 13,800
Salaries	\$ 24,268
Payroll Taxes	\$ 1,856
Office Expense	\$ 0
Depreciation	\$ 534
Office Rent	\$ 2,000
Investigations	\$ 0
Hearing Expense	\$ 0
Meeting Expense	\$ 0
Web Expense	\$ 111
Legal Fees	<u>\$ 2,565</u>
Total Expenditures	\$ 46,992

(**Fiscal year runs July 1 – June 30th)

NCOWCICB
BOARD MEETING AGENDA AND MINUTES
May 8, 2020 9:00 a.m.
LOCATION: Video Conference Meeting

9:00 a.m. CALL TO ORDER: Russ Davis, Chairman
OPENING PRAYER: Jerry Pearce
ROLL CALL: All present
READING OF ETHICS STATEMENT
ETHICS STATEMENT: In accordance with the State Government Ethics Act, it is the duty of every [Board] member to avoid both conflicts of interest and appearances of conflict. Does any [Board] member have any known conflict of interest or appearance of conflict with respect to any matters coming before the [Board] today?
If so, please identify the conflict or appearance of conflict and refrain from any undue participation in the particular matter involved.

Diana Rashash will not participate in class approval request for NCSU

9:05 a.m. RECOGNITION OF ANY ATTENDING PUBLIC AND REQUEST TO ADDRESS BOARD (PLEASE NOTE: PUBLIC MAY ADDRESS THE BOARD DURING THIS SECTION OF BOARD MEETING. BOARD WILL NOT RESPOND TO COMMENTS OR REQUEST MADE BY PUBLIC. REQUEST MADE BY PUBLIC DURING THIS SESSION WILL BE PLACED ON A FUTURE BOARD AGENDA FOR DISCUSSION. PUBLIC WILL BE ALLOWED MAXIMUM OF FIVE (5) MINUTES PER PERSON TO ADDRESS BOARD. PUBLIC WILL NOT BE ALLOWED COMMENT FOR REMAINDER OF BOARD MEETING.

Public in attendance at meeting: Anna Choi, Counsel for the Board, Doug Lassiter, NCSTA, Eric Severson, NCSU

9:05 a.m. Approval of Minutes from December 13, 2019 meeting (see minutes attached) MOTION TO APPROVE Diana Rashash, 2nd David Swinney, approved

9:15 a.m. Update from Administrator:

- Proposed rules for Evaluator certification have been placed on hold until a technical correction can be made in General Statute regarding fees
- Thank you to everyone for filing your SEI reports
- REMINDER Any Board member that has not taken the required Ethics training should do so immediately. Once you have taken the course please send me a copy of the completion certificate. Information for required Ethics training for Board members can be found at <https://www.ncsbe.gov/Ethics/Education>
- The following is what the Ethics Commission records show regarding the Board member's Ethics Training as of 12/05/19:

Board Member	Last Date Rcvd	Next Due Date
Russ Davis	1/14/20	1/14/22
Russ Ayers	12/5/19	12/5/21
Jerry Pearce	10/12/19	10/12/21
Diana Rashash	10/11/19	10/11/21
Glenn Hines	4/20/20	4/20/22

Michael Robinson	11/14/18	11/14/20
Walter James	12/11/18	12/11/20
Chris Dobbins	03/03/19	03/03/21
David Swinney	5/5/20	05/05/22
Connie Stephens(EL)	4/30/19	04/30/21

- Class Approval Request:

- Approval Request:

- NCSU: New Class Request
 - Install 309 3 hours all levels
 - Install 201 3 hours all levels
 - Rules 101 3 hours all levels
 - Install 424 3 hours all levels
 - Install 212 6 hours all levels
 - Install 247 6 hours all levels
 - Tech 300 3 hours all levels
 - Tech 301 6 hours all levels

- All requests meet requirements for approval
 - Motion to approve Russ Ayers, 2nd Jerry Pearce, Approved

- Johnston County reapproval of previous class 6 hours all levels

- Motion to approve David Swinney, 2nd Diana Rashash, Approved

- NCOWCICB Waiver Rule: The below needs to be approved by NCOWCICB and presented to RRC prior to any additional waivers or extensions being sent to RRC.

21 NCAC 39 .0904 is adopted under emergency procedures as follows:

21 NCAC 39 .0904 WAIVER

The Board may waive or extend any rule in this Chapter that is not statutorily required if a certificate holder submits a written request. The Board may also waive or extend any rule in 21 NCAC 39 that is not statutorily required upon its own initiative. Factors the Board shall use in determining whether to grant the waiver or extension are:

- (1) degree of disruption to the Board;
- (2) cost to the Board;
- (3) degree of benefit to the public;
- (4) whether the requesting party had control over the circumstances that required the requested waiver;
- (5) notice to and opposition by the public;
- (6) need for the waiver or extension; and

(7) previous requests for waivers or extensions submitted from the requesting party.

History Note: Authority G.S. 90A-74; 150B-19(6)

Motion to approve Waiver Rule as stated, Diana Rashash, 2nd David Swinney,
Approved

- COVID19 update: Everyone is aware of the restrictions placed by government regarding gatherings, business operations etc. The On-site wastewater industry is considered an essential service and has continued to operate. The NCOWCICB certification required continuing education annually and an annual renewal fee. Approximately 40% of the current database has already taken the required continuing education hours. Class providers have rescheduled class from April into the summer and moved several classes to the fall.

Boards are currently able to write temporary emergency rules to alter and/or waive education requirements and/or fees. These are a one-time extension/waiver and expire. In overabundance of caution the following temporary/emergency rule may be considered by the Board:

Current dates and requirements:

Annual Renewal Due Date: November 15th

Expiration Date of Current Certification: December 31st

Late Fee Beginning Date: January 1st

Grace period after expiration: January 1st – March 31st

If renewal is postmarked after 3/31 reapplication for certification is required

Proposed temporary/emergency rule:

Annual Renewal Due Date: Feb 15, 2021

Expiration Date of Current Certification: Extend to March 31st

Late Fee Beginning Date: April 1st

Grace period after expiration: March 31st – May 31st

If renewal is postmarked after 5/31 reapplication for certification is required

This proposal would be granting a 90 day extension on expiration of certifications and late fees. Renewal invoices would go out as usual in September and have the details, as they always do, of the expiration dates and grace period.

Discussion held regarding extension rule. Russ Ayers stated he is not fully behind the extension, Diana Rashash stated that NCSU will still be doing the conference in the fall but have altered the format, Anna Choi stated that the rule is good to have from a policy stand point, Russ Davis advised the Board that in light of all the concessions that have been made for COVID19 this is a good rule for the Board.

Motion to approve: David Swinney, 2nd Diana Rashash, approved

- Proposed Budget:

RECEIPTS		\$240,000
EXPENSES:		
SALARIES	\$72,800	
PAYROLL TAXES	6,000	
ATTORNEY	20,000	
ACCOUNTING	25,000	
OFFICE RENT	6,000	
PRINTING	10,000	
TRAVEL	14,000	
POSTAGE	4,000	
PHONE	3,600	
BANK CHARGES	1,500	
INVESTIGATIONS	2,000	
OFFICE SUPPLIES	2,000	
MISC	800	
MEETING EXPENSE	3,000	
HEARING EXPENSE	2,000	
WEB EXPENSE	1,500	
DEPRECIATION	1,500	
TOTAL PROPOSED EXPENSES		\$175,700

Motion to approve proposed budget: Walter James, 2nd Glenn Hines, approved

9:45 a.m. Treasurer's Report by Jerry Pearce, Treasurer
Financial Report as of March 31, 2020

Monies on hand:	
Capital Bank Operating Account	\$189,176.50
Select Bank*	\$243,302.54
Bank of Oak Ridge*	\$233,021.14
Sound Bank*	\$218,234.86
North State Bank*	\$230,376.33
First Bank*	\$100,164.06
First National*	<u>\$204,604.19</u>
Total Monies on hand	\$1,418,879.62

(*CD held for future enforcement)

See detailed YTD Financial Report Attached

Treasurer's Report presented by Jerry Pearce, Treasurer. The current CD's are held for the purpose of future litigation and enforcement of NCOWCICB.

Motion by David Swinney to approve Treasurer's report and continuance of CD's being held for purposes of future litigation and enforcement of NCOWCICB with executive committee having authorization to open and/or move CD's as appropriate, 2nd Mike Robinson, approved

9:55 a.m. Board shall enter Closed Session for discussion of complaints received,

Doug Lassiter and Eric Severson signed off of teleconference

Motion to enter closed session Diana Rashash, 2nd Glenn Hines, Board is now in closed session

10:25 a.m. Board shall re-enter regular session

MOTION TO GO INTO REGULAR SESSION Jerry Pearce, 2nd Chris Dobbins, Board is now in regular session

Two of the decisions from previous complaints have resulted in request for hearing. A hearing will be set for a future date when such gatherings are allowed.

THE FOLLOWING COMPLAINTS WERE DISCUSSED IN CLOSED SESSION:
COMPLAINTS REVIEWED AND DECISIONS BY BOARD LISTED UNDER EACH COMPLAINT

Complaint 04152001: Incomplete and inaccurate inspection,

Motion Russ Ayers for stayed suspension for 6 months, must do Inspector class within 6 months, must submit all inspections performed to Board office during period of stayed suspension, 2nd David Swinney, approved

Complaint 020320: improper cover at installation of new system

Motion to dismiss David Swinney, 2nd Chris Dobbins, approved

Complaint 1161001: Improper Inspection

Motion by Russ Ayers for stayed suspension for 6 months, must do Inspector class during the 6 months, must submit all inspections performed to Board office during period of stayed suspension, 2nd Glenn Hines, approved

Complaint 03102001: Installation without permit

Motion by David Swinney to add this complaint to previous complaint with decision of revocation which is currently being held for hearing to be scheduled at request of certification holder, 2nd Russ Ayers, approved

Complaint 03102002: Failure to call 811, certification not current at install

Motion by Walter James to send letter to certification holder advising that he must call 811, 2nd Chris Dobbins, approved

Complaint 03192001: Inspection without certification

Motion to send letter advising must hold certification by David Swinney,
2nd Walter James, approved

Complaint 03192002: Offer/bid to repair without certification

Motion to dismiss David Swinney, 2nd Glenn Hines, approved

10:30 a.m.

Other business:

Doug Lassiter with NCSTA signed back into teleconference meeting

Russ Davis asked Doug Lassiter for update on Legislative activity. Doug briefly reviewed the actions of the Task Force assigned for the revisions to 1900 rules and status of those revisions. Doug stated that hopefully in next sessions updates that NCOWCICB has to general statute will be presented if not the next one definitely in long session.

Russ Davis thanked everyone for being on the teleconferencing meeting and commented that the meeting went very well considering the technology was new most Board members.

Eric Severson with NCSU signed back into teleconference meeting

Next Board Meeting: The next scheduled meeting is December 11, 2020 9 a.m. in Raleigh area, keep in mind the Board meetings have been set as second Friday in May and December.

The Board may need to schedule a call meeting rules, complaints, etc

Board will be notified when hearings are set. Anna Choi went over options the Board has as an alternate to holding a hearing. The Board could send the complaint to Administrative Judge to preside over the complaint hearing process. Anna advised the Board that during a hearing when the Board is presiding over the hearing she cannot also act as Board counsel. After discussion by Board members decision was made for the Board to continue to preside over hearings and for Anna to seek names of attorneys that may be available to act as Board counsel.

Meeting Adjourn: Motion to adjourn Walter James, 2nd Mike Robinson, meeting is adjourned.

NCOWCICB Financial Report as of March 31, 2020

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Total Monies on hand	\$1,418,879.62

(*CD held for future enforcement)

YTD Receipts**

Fees Received	\$226,932
Interest Income	<u>\$ 8,580</u>
Total Receipts	\$235,512

YTD Expenditures**

Postage	\$ 2,755
Printing	\$ 6,894
Travel – Board	\$ 5,940
Travel – Staff	\$ 2,847
Telephone	\$ 2,578
Misc Expense	\$ 112
Bank Charges	\$ 910
Accounting	\$ 23,245
Salaries	\$ 55,772
Payroll Taxes	\$ 4,521
Office Expense	\$ 1,594
Depreciation	\$ 882
Office Rent	\$ 4,500
Investigations	\$ 476
Hearing Expense	\$ 0
Meeting Expense	\$ 876
Web Expense	\$ 442
Legal Fees	<u>\$ 6,976</u>
Total Expenditures	\$121,320

(**Fiscal year runs July 1 – June 30th)

NCOWCICB
CALLED SPECIAL BOARD MEETING AGENDA with Minutes
June 24, 2020 8:30 a.m.
LOCATION: Via Teleconference Call

8:30 a.m. CALL TO ORDER: Russ Davis
OPENING PRAYER: Jerry Pearce
ROLL CALL: This is a teleconference meeting therefore roll call, motions and voting must be done by name and acknowledgement. Please answer here after your name is called.
Russ Davis present
Russ Ayers present
Jerry Pearce present
Glenn Hines absent
Diana Rashash present
Walter James absent
Chris Dobbins present
David Swinney present
Mike Robinson present
READING OF ETHICS STATEMENT
ETHICS STATEMENT: In accordance with the State Government Ethics Act, it is the duty of every [Board] member to avoid both conflicts of interest and appearances of conflict. Does any [Board] member have any known conflict of interest or appearance of conflict with respect to any matters coming before the [Board] today? None noted
If so, please identify the conflict or appearance of conflict and refrain from any undue participation in the particular matter involved.

8:35 a.m. RECOGNITION OF ANY ATTENDING PUBLIC AND REQUEST TO ADDRESS BOARD (PLEASE NOTE: PUBLIC MAY ADDRESS THE BOARD DURING THIS SECTION OF BOARD MEETING. BOARD WILL NOT RESPOND TO COMMENTS OR REQUEST MADE BY PUBLIC. REQUEST MADE BY PUBLIC DURING THIS SESSION WILL BE PLACED ON A FUTURE BOARD AGENDA FOR DISCUSSION. PUBLIC WILL BE ALLOWED MAXIMUM OF FIVE (5) MINUTES PER PERSON TO ADDRESS BOARD. PUBLIC WILL NOT BE ALLOWED COMMENT FOR REMAINDER OF BOARD MEETING.

Joni Tanner with NCSU. Addressed the Board regarding proposal for future approval of online classes for remainder of 2020 and for 2021. Requested that the proposal be added to next meeting agenda

Anna Choi Counsel for the Board: no comments

8:37 a.m. NCOWCICB Waiver Rule: Public Comment Meeting was held June 3, 2020, no comments were received.

21 NCAC 39 .0904 WAIVER

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- (3) degree of benefit to the public;
- (4) whether the requesting party had control over the circumstances that required the requested waiver;
- (5) notice to and opposition by the public;
- (6) need for the waiver or extension; and
- (7) previous requests for waivers or extensions submitted from the requesting party.

History Note: Authority G.S. 90A-74; 150B-19(6)

Motion to adopt rule 21 NCAC 39 .904 as a temporary rule

Motion made by: Diana Rashash

2nd on Motion made by: David Swinney

Please acknowledge your vote by stating for or against the motion when your name is called

Russ Ayers for

Jerry Pearce for

Diana Rashash for

Chris Dobbins for

David Swinney for

Mike Robinson for

Motion approved

8:45 a.m. Other business:

Next Board Meeting: The next scheduled meeting is December 11, 2020 9 a.m. in Raleigh area, keep in mind the Board meetings have been set as second Friday in May and December.

The Board may need to schedule a call meeting rules, complaints, etc

Board will be notified when hearings are set for pending cases. Please let Connie know if you have dates in the months of August and September that you will not be available for hearings.

Meeting Adjourn: Motion to adjourn made by: David Swinney

2nd on motion made by: Diana Rashash

Please acknowledge your vote by stating for or against when your name is called

Russ Ayers for

Jerry Pearce for

Diana Rashash for

Chris Dobbins for

David Swinney for

Mike Robinson for

Meeting adjourned