

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2021

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SENATE BILL 316

Short Title: Gen. Contractors/Plumbing/Electr. Exempt. (Public)

Sponsors: Senators Jarvis, Johnson, and Britt (Primary Sponsors).

Referred to: Rules and Operations of the Senate

March 18, 2021

1 A BILL TO BE ENTITLED  
2 AN ACT TO ALLOW FOR CERTAIN EXEMPTIONS FOR PLUMBING, HEATING, FIRE  
3 SPRINKLER, AND ELECTRICAL CONTRACTORS.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.(a)** G.S. 87-1.1 reads as rewritten:

6 "**§ 87-1.1. Exception for licensees under Article 2 or 4.**

7 G.S. 87-1 shall not apply to a licensee under Article 2 or 4 of this Chapter of the General  
8 Statutes, G.S. 87-43 shall not apply to a licensee under Article 2 of this Chapter of the General  
9 Statutes, and G.S. 87-21(a)(5) shall not apply to a licensee under Article 4 of this Chapter of the  
10 General Statutes when the licensee is bidding and contracting directly with the owner of a public  
11 building project ~~if~~ if all of the following apply:

12 ~~(i)(1)~~ (i)(1) a licensed general contractor performs all work that falls within the  
13 classifications in G.S. 87-10(b) and the State Licensing Board of General  
14 Contractor's rules; and  
15 rules.

16 ~~(ii)(2)~~ (ii)(2) the total amount of the general contracting work so classified does not  
17 exceed a percentage of the total bid price pursuant to rules established by the  
18 Board; and  
19 the Board.

20 ~~(iii)(3)~~ (iii)(3) a licensee with the appropriate license under Article 2 or Article 4 of this  
21 Chapter performs all work that falls within the classifications in Article 2 and  
22 Article 4 of this Chapter.

23 (4) The total amount of the work that falls under either Article 2 or Article 4 of  
24 this Chapter does not exceed the percentage of the total bid price pursuant to  
25 rules established by the State Board of Examiners of Plumbing, Heating, and  
26 Fire Sprinkler Contractors and the State Board of Examiners of Electrical  
27 Contractors."

28 **SECTION 1.(b)** G.S. 87-21 is amended by adding a new subsection to read:

29 "(m) The provisions of this Article shall not apply to a licensee under Article 4 of this  
30 Chapter, when the Article 4 licensee is bidding and contracting directly with the owner of a  
31 building project if all of the following apply:

32 (1) A licensed contractor under Article 2 performs all work that falls within the  
33 classifications in G.S. 87-21 and rules established by the State Board of  
34 Examiners of Plumbing, Heating, and Fire Sprinkler Contractors.

(2) The total amount of the work performed under G.S. 87-21 does not exceed a  
percentage of the total bid price pursuant to rules established by the Board.



1           (3)    A licensee with the appropriate license under Article 4 of this Chapter  
2                   performs all work that falls within the classification in Article 4 of this  
3                   Chapter."

4           **SECTION 1.(c)** G.S. 87-43.1 is amended by adding a new subdivision to read:

5   **"§ 87-43.1. Exceptions.**

6       The provisions of this Article shall not apply:

7           ...  
8           (11) To a licensee under Article 2 of this Chapter, when the Article 2 licensee is  
9                   bidding and contracting directly with the owner of a building project if all of  
10                   the following apply:

11           a.     A licensed contractor under Article 4 performs all work that falls  
12                   within the classifications in Article 4 of this Chapter and rules  
13                   established by the State Board of Examiners of Electrical Contractors.

14           b.     A licensee with the appropriate license under Article 2 of this Chapter  
15                   performs all work that falls within the classification in Article 2 of this  
16                   Chapter.

17           c.     The total amount of the work performed under Article 4 of this Chapter  
18                   does not exceed a percentage of the total bid price pursuant to rules  
19                   established by the Board."

20           **SECTION 2.** The State Licensing Board for General Contractors; State Board of  
21   Examiners of Plumbing, Heating, and Fire Sprinkler Contractors; and State Board of Examiners  
22   of Electrical Contractors may adopt temporary rules to implement the provisions of this act.

23           **SECTION 3.** This act becomes effective October 1, 2021.