

**CHAPTER 90A****ARTICLE 3 - CERTIFICATION OF WATER POLLUTION CONTROL SYSTEM OPERATORS AND ANIMAL WASTE MANAGEMENT SYSTEM OPERATORS****N.C.G.S. § 90A-40.**

Issuance of certificates.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	S.L. 2022-6, s. 20.1(b) — ninth act in the lineage	21 September 2026, 03:33 UTC	216afed410989926b6add8dd - e56490aa83ecc70f302fb7e3 - 7ffa223914e5a459

§ 90A-40(a) An applicant, upon meeting satisfactorily the appropriate requirements, shall be issued a suitable certificate by the Commission designating the level of his competency. Once issued, a certificate shall be valid unless:

- (1) The certificate holder voluntarily surrenders the certificate to the Commission;
- (2) The certificate is replaced by one of a higher grade;
- (3) The certificate is revoked by the Commission for cause; or
- (4) The certificate holder fails to pay the annual renewal fee when due.

§ 90A-40(b) A certificate shall be issued in an appropriate grade without examination to any person who is properly registered on the "National Association of Boards of Certification" reciprocal registry and who meets all other requirements of rules adopted under this Article.

§ 90A-40(c) Repealed by Session Laws 1987, c. 582, s. 2.

§ 90A-40(d) Repealed by Session Laws 1991, c. 623, s. 7.

§ 90A-40(e) Temporary certificates in an appropriate grade may be issued without examination to any person employed as a water pollution control system operator when the Commission finds that the supply of certified operators or persons with training and experience necessary for certification is inadequate. Temporary certificates shall be valid for only one year, but may be renewed. Temporary certificates may be issued

with such special conditions or requirements relating to the place of employment of the person holding the certificate, his supervision on a consulting or advisory basis, or other matters as the Commission may deem necessary to protect the public health and maintain the water quality standards of the receiving waters as assigned by the North Carolina Environmental Management Commission.

§ 90A-40(f)

Certificates in an appropriate grade and type may be issued without examination to water pollution control system operators who on 1 January 1992 hold certificates of competency issued under the voluntary certification program administered by the North Carolina Water Pollution Control Association.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
9 ACTS

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.

1969	1996		2022
TICK HEIGHT = ACTS IN THAT YEAR DASHED = RECODIFICATION, NOT AMENDMENT			
Nº	YEAR	ACT	CHARACTER
01	1969	c. 1059, s. 3	ENACTED
02	1973	c. 476, s. 128	AMENDED
03	1973	c. 1262, s. 23	AMENDED
04	1979	c. 554, ss. 2-4	AMENDED
05	1987	c. 582, ss. 1, 2	AMENDED
06	1989	c. 372, s. 5	AMENDED
07	1989	1989 (Reg. Sess., 1990), s. 1	AMENDED
08	1991	c. 623, ss. 1, 7	AMENDED
09	2022	S.L. 2022-6, s. 20.1(b)	AMENDED

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 90A-40 (2022).

PINPOINT

N.C. Gen. Stat. § 90A-40(a) (2022).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

COLOPHON

Provenance

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HISTORY PARENTHETICAL, AS PRINTED BY THE STATE

(1969, c. 1059, s. 3; 1973, c. 476, s. 128; c. 1262, s. 23; 1979, c. 554, ss. 2-4; 1987, c. 582, ss. 1, 2; 1989, c. 372, s. 5; 1989 (Reg. Sess., 1990), s. 1; 1991, c. 623, ss. 1, 7; 2022-6, s. 20.1(b).)

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