



CHAPTER 90A
ARTICLE 5 - CERTIFICATION OF ON-SITE WASTEWATER CONTRACTORS AND INSPECTORS

N.C.G.S. § 90A-81.

Remedies.

SOURCE General Statutes of North Carolina, as published by the General Assembly	LAST AMENDMENT IN THIS TEXT No amendment history on record	RETRIEVED 21 September 2026, 01:27 UTC	SOURCE FINGERPRINT b4ce1f27b92b94dcc783261c - 0ae632f5737bbdf66ec86b00 - 5ad275adeb264b1d
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- § 90A-81(a)

Denial, Suspension, and Revocation of Certification. - The Board may deny, suspend, or revoke a certificate under this Article for:

(1)

A violation of this Article or a rule of the Board.

(2)

The use of fraud or deceit in obtaining or renewing a certificate.

(3)

Any act of gross negligence, incompetence, or misconduct in the construction, installation, repair, or inspection of an on-site wastewater system.

(4)

Failure to satisfactorily complete continuing education requirements prescribed by the Board.
- § 90A-81(b)

Arbitration. - The Board may establish a voluntary arbitration procedure to resolve complaints concerning a certified contractor or inspector or any work performed by a certified contractor or inspector, or conflicts involving any certified contractor or inspector and the Division of Public Health of the Department or a local health department.
- § 90A-81(c)

Injunction. - The Board may in its own name seek an injunction to restrain any person, firm, partnership, or corporation from violating the provisions of this Article or rules adopted by the Board. The Board may bring an action for an injunction in the superior court of any county in which the violator resides or the violator's principal place of business is located. In any proceedings for an injunction, it shall not be necessary to allege or prove either that an adequate remedy at law does not exist, or that substantial or irreparable damage would result from the continued violation. Members of the Board shall not be personally or professionally liable for any act or omission pursuant

to this subsection. The Board shall not be required to post a bond in connection with any action to obtain an injunction.

§ 90A-81(d)

Offenses. - A person who commits any one or more of the following offenses is guilty of a Class 2 misdemeanor:

- (1) Engages in or offers to engage in the construction, installation, repair, evaluation, or inspection of an on-site wastewater system without the appropriate certification.
- (2) Gives false or forged evidence of any kind in obtaining a certificate.
- (3) Falsely impersonates a certified contractor, Authorized On-Site Wastewater Evaluator, Private Compliance Inspector, or point-of-sale inspector. (2006-82, s. 1; 2010-31, s. 13.2(m); 2011-145, s. 13.3(nn); 2024-49, s. 4.4(a).)

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 90A-81 (2026).

PINPOINT

N.C. Gen. Stat. § 90A-81(a) (2026).

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.

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