

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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HOUSE BILL 264*
Second Edition Engrossed 3/8/89

Short Title: Clarify Business License Info.

(Public)

Sponsors: Representatives Nesbitt; Anderson, Buchanan, Colton, N. Crawford, Flaherty, Fletcher, Greenwood, Holt, Jack Hunt, R. Hunter, Michaux, Miller, Nye, Ramsey, Stewart, Watkins, and Wicker.

Referred to: Government.

February 16, 1989

A BILL TO BE ENTITLED

1 AN ACT TO CLARIFY THAT A PERSON REQUESTING FROM THE BUSINESS
2 LICENSE INFORMATION OFFICE A WRITTEN LIST OF STATE LICENSES
3 RELATING TO A SPECIFIC BUSINESS ACTIVITY MAY NOT BE
4 PENALIZED FOR FAILURE TO OBTAIN A LICENSE WHICH WAS NOT
5 INCLUDED IN THE LIST.
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7 The General Assembly of North Carolina enacts:

8 Section 1. G.S. 147-54.15 reads as rewritten:

9 "**§ 147-54.15. License coordination and assistance to applicants.**

10 Upon request, the Office shall assist a person as provided below:

- 11 (1) Identify the type and source of licenses that may be required and the
12 potential difficulties in obtaining the licenses based on an informal
13 review of a potential applicant's business at an early stage in its
14 planning. Information provided by the Office is for guidance purposes
15 only and may not be asserted by an applicant as a waiver or release
16 from any license requirement. However, an applicant who uses the
17 services of the Office as provided in this subdivision, and who receives
18 a written statement identifying required State business licenses relating
19 to a specific business activity, may not be assessed a penalty for failure
20 to obtain any State business license which was not identified, provided
21 that the applicant submits an application for each such license within

- 1 sixty (60) days after written notification by the Office or the agency
2 responsible for issuing the license;
3 (2) Arrange an informal conference between the person and the
4 appropriate agency to clarify licensing requirements or standards, if
5 necessary;
6 (3) Assist in preparing the appropriate application and supplemental
7 forms;
8 (4) Monitor the license review process to determine the status of a
9 particular license. If there is a delay in the review process, the Office
10 may demand to know the reasons for the delay, the action required to
11 end the delay, and shall provide this information to the applicant. The
12 Office may assist the applicant in resolving a dispute with an agency
13 during the application process. If a request for a license is refused, the
14 Office may explain the recourse available to the person under the
15 Administrative Procedure Act.
16 Sec. 2. This act is effective upon ratification.