

21 NCAC 40 .0109 ELECTION OF MEMBERS

(a) By April 1 of each year, any licensed optician desiring to be nominated for the Board shall forward a petition endorsed by five licensees to the Board.

(b) By April 10 of each year, the Board shall prepare and distribute by mail to each North Carolina licensed optician:

- (1) a notice of the election, and its dates;
- (2) the name of each nominee;
- (3) biographical information on each nominee;
- (4) a ballot; and
- (5) a return envelope.

(c) The return envelope containing the ballot shall be postmarked no later than April 30. The enclosed ballot shall not be valid unless the optician's signature, license number, and correct mailing address are on the left top corner of the return envelope.

(d) The Board Chair shall appoint an Election Committee of at least three members, who may be Board members, staff members, or a combination of the two, but who shall not be nominees. The Election Committee shall review all ballots for validity based on Paragraph (c) of this Rule, and count all valid ballots.

(e) Based upon the canvass by the Election Committee, the Board Chair shall submit to the Governor a list of three nominees for each vacancy for completion of the appointment process as set forth in G.S. 90-238.

*History Note: Authority G.S. 90-238; 90-239;
Eff. November 1, 1981;
Amended Eff. September 1, 2012; April 1, 2011; February 1, 1989; January 1, 1986;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 22, 2018;
Amended Eff. December 1, 2019.*