

CHAPTER 39 - ON-SITE WASTEWATER CONTRACTORS AND INSPECTORS CERTIFICATION BOARD

SECTION .0100 - DUTIES AND DEFINITIONS

21 NCAC 39 .0101 DEFINITIONS

In addition to the terms defined in Article 5 of Chapter 90A of the General Statutes, the following definitions apply to the Rules in this Chapter:

- (1) "Authorized On-Site Wastewater Evaluator" means the same as defined in G.S. 130A-336.2(a); hereafter referred to as "evaluator".
- (2) "Building being constructed" means construction of a site-built single family residence constructed pursuant to Article 1, Chapter 87 of the General Statutes.
- (3) "College course" means a semester unit or quarter unit-based instruction given at a college or university that is relevant to on-site wastewater contractor or point-of-sale inspector activities, and is pre-approved by the board as set out in Rule .0602 of this Chapter.
- (4) "Course or Activity" means any course or activity with a purpose and objective that maintains, improves, or expands skills and knowledge relevant to the practice of on-site wastewater contractor or point-of-sale inspector activities and is pre-approved in accordance with G.S. 90A-79(b) and Rule .0602 of this Section.
- (5) "Evaluation" shall include the following information:
 - (a) wastewater characteristics;
 - (b) design unit;
 - (c) design capacity;
 - (d) design volume;
 - (e) criteria for the design, installation, operation, maintenance and performance of wastewater collection, treatment and disposal systems;
 - (f) soil morphology and drainage;
 - (g) topography and landscape position;
 - (h) depth to seasonally high water table, rock and water impeding formations;
 - (i) proximity to water supply wells, shellfish waters, estuaries, marshes, wetlands, areas subject to flooding, streams, lakes, swamps and other bodies of surface or groundwaters;
 - (j) Density of wastewater collection, treatment and disposal systems in a geographical area;
 - (k) Other factors that, in the opinion of the evaluator, affect the operation and performance of wastewater collection, treatment and disposal systems; and
 - (l) Any other information that may be required by G.S. 130A-335(e).
- (6) "Introduction course" means a class required to be eligible to apply for certification.
- (7) "Licensed soil scientist" means an individual licensed in accordance with Chapter 89F of the General Statutes.
- (8) "Notice of Intent to Construct" means, at a minimum, that information required by G.S. 130A-336.2(b) and is provided as a form as set forth in Rule .1102 of this Chapter.
- (9) "Personally supervise" means to direct and control all on-site wastewater contractor, point-of-sale inspector, or private compliance inspector activities during the time those activities are being conducted.
- (10) "Point-of-sale inspector" means a person who performs an inspection of an on-site wastewater system as part of a real estate transaction.
- (11) "Private compliance inspector" means the same as defined in G.S. 90A-71(10).
- (12) "Professional development hour" or "PDH" means an hour of instruction or presentation and is the basic unit of credit for all courses or activities related to satisfying continuing education requirements.
- (13) "Repair" means construction activity or alteration to an existing on-site wastewater system that is necessary to comply with a Construction Authorization for a repair permit issued by the Local Health Department or through the Authorized On-Site Wastewater Evaluator option pursuant to G.S. 130A-336.2.
- (14) "Seal" means the seal required by G.S. 130A-336.2(d)(2) for certified Authorized On-Site Wastewater Evaluator.
- (15) "Subordinate" means the same as defined in G.S. 89F-3(10).

History Note: Authority G.S. 90A-71; 90A-72; 90A-74; 130A-336.2;
Eff. February 1, 2011;
Amended Eff. January 1, 2016; January 1, 2013;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. January 9,
2018;
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Readopted Eff. November 1, 2025.