



NOTICE OF TEXT

[Authority G.S. 150B-21.2(c)]

OAH USE ONLY

VOLUME:

ISSUE:

CHECK APPROPRIATE BOX:

Notice with a scheduled hearing

Notice without a scheduled hearing

Republication of text. Complete the following cite for the volume and issue of previous publication, as well as blocks 1 - 4 and 7 - 14. If a hearing is scheduled, complete block 5.

Previous publication of text was published in Volume: Issue:

1. Rule-Making Agency: [Board of Licensed Clinical Mental Health Counselors](#)

2. Link to agency website pursuant to G.S. 150B-19.1(c): www.ncblcmhc.org

3. Proposed Action -- Check the appropriate box(es) and list rule citation(s) beside proposed action:

ADOPTION: [21 NCAC 53 .0312](#)

AMENDMENT:

REPEAL:

READOPTION with substantive changes:

READOPTION without substantive changes:

REPEAL through READOPTION:

4. Proposed effective date: [08/01/2026](#)

5. Is a public hearing planned? [No](#)

If yes:

Date

Time

Location

6. If no public hearing is scheduled, provide instructions on how to demand a public hearing:

Within 15 days of publication of this rule in the Register, a request for public hearing may be submitted in writing to Melonie Davis, PO Box 77819, Greensboro, NC 27417, ncfaq@ncblcmhc.org.

7. Explain Reason For Proposed Rule(s):

This rule is proposed to implement the procedure for individuals holding privileges under the Professional Counseling Licensure Compact to apply for licensure through North Carolina residency.

8. Procedure for Subjecting a Proposed Rule to Legislative Review: If an objection is not resolved prior to the adoption of the rule, a person may also submit written objections to the Rules Review Commission. If the Rules Review Commission receives written and signed objections in accordance with G.S. 150B-21.3(b2) from 10 or more persons clearly requesting review by the legislature and the Rules Review Commission approves the rule, the rule will become effective as provided in G.S. 150B-21.3(b1). The Commission will receive written objections until 5:00 p.m. on the day following the day the Commission approves the rule. The Commission will receive those objections by mail, delivery service, hand delivery, or email. If you have any further questions concerning the submission of objections to the Commission, please call a Commission staff attorney at 984-236-1850.

Rule(s) is automatically subject to legislative review. Cite statutory reference:

9. The person to whom written comments may be submitted on the proposed rule(s):

Name: [Melonie Davis](#)
Address: [PO Box 77819](#)
[Greensboro, NC 27417](#)
Phone (optional):
Fax (optional):
EMail (optional) ncfaq@ncblecmhc.org

10. Comment Period Ends: [06/15/2026](#)

11. Fiscal impact. Does any rule or combination of rules in this notice create an economic impact? Check all that apply.

[No fiscal note required](#)

12. Rule-making Coordinator:

Name: [Doug Brocker](#)
[919-415-2357](#)
doug@brockerlawfirm.com

Agency contact, if any:

Name:
Phone:
Email:

13. The Agency formally proposed the text of this rule(s) on

Date: [01/22/2026](#)

1 S21 NCAC 53 .0312 is proposed for adoption as follows:

2
3 **21 NCAC 53 .0312 LICENSURE BY VIRTUE OF PRIVILEGE AND CHANGE OF RESIDENCY**
4 **UNDER PROFESSIONAL COUNSELING LICENSURE COMPACT**

5 (a) Pursuant to G.S. 90-349.5, and notwithstanding the requirements of Rules .0205, .0206, and .0304 of this Chapter,
6 an individual licensed by another member state of the Professional Counseling Licensure Compact, and who holds an
7 active privilege to practice in this State, may apply for licensure as a Licensed Clinical Mental Health Counselor by
8 virtue of the privilege if North Carolina has become the individual's primary residence. The privilege holder seeking
9 licensure based on change of primary residency shall submit an application on the form furnished by the Board at
10 www.ncblcmhc.org. The following information and documentation must be provided with the application form:

- 11 (1) Complete name;
12 (2) Date of birth;
13 (3) Social Security Number;
14 (4) National Practitioner Identifier;
15 (5) Any other name by which the applicant was known in the past, accompanied by a certified copy of
16 a court order of name change, if applicable;
17 (6) Home phone number;
18 (7) Work phone number;
19 (8) Cell phone number;
20 (9) Email address;
21 (10) Primary residential address, dates of residency at that address, and any other primary residential
22 addresses in the 12 consecutive months prior to submitting the application;
23 (11) Proof of applicant's primary residency in North Carolina, including any of the following
24 documentation for the applicant:
25 (A) filed North Carolina state income tax return for the most recent year;
26 (B) deed demonstrating ownership of property in North Carolina where the applicant resides;
27 (C) unexpired North Carolina driver's license;
28 (D) active registration to vote in North Carolina; or
29 (E) active registration in North Carolina of a vehicle owned by applicant;
30 (12) Identification of current home state, home state license number, current license status, any prior
31 disciplinary or administrative action, and expiration date of home state license;
32 (13) North Carolina privilege number;
33 (14) A statement regarding any existing or prior encumbrance or restriction on any state-issued license
34 or privilege and the dates of such encumbrance or restriction;
35 (15) A statement regarding any adverse action, including disciplinary action, taken against the
36 applicant's license or privilege in any state;

1 (16) The applicant’s Professional Disclosure Statement meeting the requirements of Rule .0204 of this
2 Chapter;

3 (17) A completed fingerprint record card and signed release of information form authorizing the Board
4 to request a fingerprint-based criminal history record check from the Federal Bureau of Investigation
5 and the North Carolina State Bureau of Investigation; and

6 (18) Documentation of successful completion of the jurisprudence exam published on the Board’s
7 website, completed within six months prior to seeking licensure.

8 (b) Pursuant to G.S. 90-349.5(b), the applicant for licensure must pay the application fee set forth in Rule .0501 of
9 this Chapter.

10 (c) Once a privilege is converted to a home state license, applicant shall notify their former home state that North
11 Carolina is their new home state under the Compact.

12
13 *History Note:* *Authority G.S. 90-334; 90-349.3; 90-349.4; 90-349.5;*
14 *Eff. _____.*
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