

## Burgos, Alexander N

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**Subject:** FW: 21 NCAC 06N .0111 & .0117 - Brd. of Barber & Electrolysis Examiners - Rules Review  
**Attachments:** 21 NCAC 06N .0111 - RRC rev1.docx; 21 NCAC 06N .0117 - RRC v1.docx

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**From:** Seavers, Dennis <dennis.seavers@nc.gov>  
**Sent:** Thursday, July 13, 2023 3:49 PM  
**To:** Rules, Oah <oah.rules@oah.nc.gov>  
**Cc:** Duke, Lawrence <lawrence.duke@oah.nc.gov>; Burgos, Alexander N <alexander.burgos@oah.nc.gov>  
**Subject:** Fw: 21 NCAC 06N .0111 & .0117 - Brd. of Barber & Electrolysis Examiners - Rules Review

Hello @Rules, Oah,

Please see the attached updated rules being considered by the RRC next week.

Thanks @Duke, Lawrence for working on them.

Dennis

Dennis Seavers  
Executive Director  
NORTH CAROLINA BOARD OF BARBER AND ELECTROLYSIS EXAMINERS  
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**From:** Duke, Lawrence <[lawrence.duke@oah.nc.gov](mailto:lawrence.duke@oah.nc.gov)>  
**Sent:** Thursday, July 13, 2023 3:26 PM  
**To:** Seavers, Dennis <[dennis.seavers@nc.gov](mailto:dennis.seavers@nc.gov)>  
**Cc:** Burgos, Alexander N <[alexander.burgos@oah.nc.gov](mailto:alexander.burgos@oah.nc.gov)>  
**Subject:** RE: 21 NCAC 06N .0111 & .0117 - Brd. of Barber & Electrolysis Examiners - Rules Review

Dennis,

Thanks for making these changes. These are good to go for next week. Please file these updated versions to [oah.rules@oah.nc.gov](mailto:oah.rules@oah.nc.gov).

Thank you,  
**Lawrence Duke**  
Counsel, NC Rules Review Commission  
Office of Administrative Hearings  
(984) 236-1938

## Burgos, Alexander N

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**Subject:** FW: 21 NCAC 06N .0111 & .0117 - Brd. of Barber & Electrolysis Examiners - Rules Review  
**Attachments:** 21 NCAC 06N .0111 - RRC rev1.docx; 21 NCAC 06N .0117 - RRC v1.docx

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**From:** Seavers, Dennis <dennis.seavers@nc.gov>  
**Sent:** Monday, July 10, 2023 4:29 PM  
**To:** Duke, Lawrence <lawrence.duke@oah.nc.gov>  
**Cc:** Burgos, Alexander N <alexander.burgos@oah.nc.gov>  
**Subject:** Re: 21 NCAC 06N .0111 & .0117 - Brd. of Barber & Electrolysis Examiners - Rules Review

Hi, Lawrence,

Please see the attached revisions to the two rules.

For Rule .0111, I'm not opposed to your suggestion to combine Paragraphs (b) and (c), but I prefer the current way of breaking the material into two paragraphs. But if you feel strongly, I'm happy to make the change.

Thanks!  
Dennis

Dennis Seavers  
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1 21 NCAC 06N .0111 is amended as published with changes in 37:19 NCR 1953 as follows:

2  
3 **21 NCAC 06N .0111 FORM BAR-10**

4 (a) Each barber school shall submit the The Form BAR-10 is a report that shall be filed monthly by the manager of  
5 the school for each student enrolled in barber school. It requires The Form BAR-10 shall include the following:

- 6 (1) the name of the school submitting the report;
- 7 (2) ~~the name and date of enrollment of the student;~~ student's name;
- 8 (3) the month and year for which the report is filed; and
- 9 (4) ~~the dates and hours of the student's absences;~~
- 10 ~~(5)~~(4) ~~the dates and number of hours of the student's attendance;~~ student attended during the month and  
11 year for which the report is filed.
- 12 (6) ~~the number of patrons served for clinical services; and~~
- 13 (7) ~~the subject matter covered in practical and theory courses.~~

14 (b) The school shall submit Form BAR-10 ~~shall be submitted~~ to the Board ~~over the signature of the manager of the~~  
15 ~~school and co-signed by the student.~~ online at the website address listed in 21 NCAC 06A .0102.

16 (c) ~~If~~ Notwithstanding the requirement in Paragraph (b) of this Rule to submit the Form BAR-10 online, if a student  
17 completes his or her course of study, drops out of school, or transfers to another school, the barber school shall ~~return~~  
18 submit a paper version of the Form BAR-10 to the Board:

- 19 (1) within five business days; or
- 20 (2) within 30 days if the student's enrollment ends during the effective period of a state of emergency  
21 declared by the Governor.

22  
23 *History Note: Authority G.S. 86A-22;*  
24 *Eff. May 1, 1989;*  
25 *Readopted Eff. July 1, 2016;*  
26 *Emergency Adoption Eff. March 27, 2020;*  
27 *Temporary Adoption Eff. June 1, 2020;*  
28 *Amended Eff. January 1, 2024; February 1, 2021.*

## **Burgos, Alexander N**

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**From:** Duke, Lawrence  
**Sent:** Monday, July 10, 2023 2:59 PM  
**To:** Seavers, Dennis  
**Cc:** Burgos, Alexander N  
**Subject:** 21 NCAC 06N .0111 & .0117 - Brd. of Barber & Electrolysis Examiners - Rules Review  
**Attachments:** Barber & Electrolysis Examiners - 07.2023 - 21 NCAC 06N - Change Requests.docx

Good Afternoon,

I am the attorney who has reviewed the Rules submitted by the Board of Barber and Electrolysis Examiners for the July 2023 RRC meeting. The RRC will formally review these Rules at its meeting on Thursday, July 20, 2023, at 9:00 a.m. The meeting will be a hybrid of in-person and WebEx attendance, and an evite should be sent to you as we get closer to the meeting. If there are any other representatives from your Board who will want to attend virtually, let me know prior to the meeting, and we will get evites out to them as well.

Please submit the revised Rules and forms to me via email, no later than 5 p.m. on Friday, July 14, 2023.

In the meantime, please let me know if you have any questions or concerns about these changes.

Thanks,

**Lawrence Duke**



**Counsel to the North Carolina Rules Review Commission**  
**Office of Administrative Hearings**  
[Lawrence.Duke@osh.nc.gov](mailto:Lawrence.Duke@osh.nc.gov)  
**(919) 296-1938**

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Email correspondence to and from this address may be subject to the North Carolina Public Records Law and may be disclosed to third parties by an authorized state official.

1 21 NCAC 06N .0117 is adopted as published with changes in 37:19 NCR 1953 as follows:

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3 **21 NCAC 06N .0117 REQUEST FOR TEMPORARY PERMIT**

4 (a) An individual who wishes to request a temporary permit shall submit the following information using the form  
5 available at the website listed in 21 NCAC 06A .0102:

- 6 (1) the requester's name, mailing address, phone number, and email address;  
7 (2) if the requester attended a North Carolina barber school, the name of the school;  
8 (3) the type of license application the requester has submitted; and  
9 (4) the name, permit number, and physical address of the barbershop where the requester would like to  
10 work.

11 (b) Except as set forth in Paragraph (c) of this Rule, the Board shall not accept requests for temporary permits  
12 submitted in paper form.

13 (c) If an individual wishes to submit a request for a temporary permit in paper form because he or she cannot submit  
14 the request online, the individual shall submit a paper version of the form in Paragraph (a) of this Rule to the address  
15 listed in 21 NCAC 06A .0102, along with an explanation for why the request cannot be submitted online. The  
16 individual may request the paper version of the form by contacting the board at the phone number, email, or mailing  
17 address in 21 NCAC 06A .0102. The Board shall determine whether good cause exists for the individual not to submit  
18 a request online. For the purpose of this Rule, "good cause" means that the applicant could not have submitted the  
19 request online as set forth in Paragraph (a) of this Rule due to circumstances such as disability or lack of access to a  
20 computer or mobile device.

21  
22 *History Note: Authority G.S. 86B-2; 86B-27;*  
23 *Eff. August 1, 2023.*