

1 21 NCAC 06L .0116 is amended under temporary procedures with changes as follows:

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3 **21 NCAC 06L .0116 BARBER SHOP MANAGERS LICENSE VERIFICATION**

4 ~~(a)~~ All barber shop managers ~~(of~~ barber shops and mobile barber shops shall verify that any licensee employed in
5 the barber shop or mobile barber shop is the person whose name appears on the license or permit ~~prior to~~ before
6 allowing the licensee to perform barbering services in the barber shop or mobile barber shop. This verification shall
7 be based on government issued identification.

8 ~~(b)~~ The ~~shop registered barber manager~~ ~~[of the barber shop or mobile barber shop]~~ is responsible for the sanitary
9 condition, as defined in 21 NCAC 06P .0103(10), ~~[21 NCAC 06P .0103(11),]~~ of the entire ~~[barber shop or mobile~~
10 ~~barber]~~ shop.

11 ~~(c)~~ The barber shop manager ~~[of a barber shop or mobile barber shop]~~ is accountable for activities at the ~~[barber shop~~
12 ~~or mobile barber]~~ shop whether present on the premises or not.

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14 *History Note: Authority G.S. 86A-15; 86A-22; 86B-21; 86B-33;*

15 *Eff. June 1, 2008;*

16 *Amended Eff. April 1, 2010;*

17 *Readopted Eff. July 1, 2016;*

18 *Amended Eff. January 1, ~~2018;~~ 2018;*

19 *Temporary Amendment Eff. May 10, 2023.*

1 21 NCAC 06N .0102 is amended under temporary procedures with changes as follows:

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3 **21 NCAC 06N .0102 FORM BAR-1**

4 (a) The Form BAR-1 shall be filed when one applies to open ~~or manage~~ a new barber shop. It ~~requests~~ requires the
5 following:

- 6 (1) the name and address of the barber shop;
- 7 ~~(2) — the name, address, and certificate [license] number of the [licensed barber] manager;~~
- 8 ~~(3)(2)~~ the name and address of the barber shop owner; owner or manager;
- 9 ~~(4)(3)~~ the physical dimensions of the barber shop;
- 10 ~~(5)(4)~~ the barber shop business hours;
- 11 ~~(6)(5)~~ the type of fixtures installed; and
- 12 ~~(7)(6)~~ the date the barber shop will be ready for inspection.

13 (b) The fee required by ~~Rule .0101(a)(19)~~ Rule .0101(a)(21) of this Section shall accompany this form.

14 (c) The Form BAR-1 shall include the applicant's attestation that the information in the form is correct.

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16 *History Note: Authority G.S. ~~86A-1; 86A-13; 86A-15; 86A-25; 86B-21; 86B-29; 86B-31; 86B-41;~~*
 17 *Eff. February 1, 1976;*
 18 *Readopted Eff. February 8, 1978;*
 19 *Amended Eff. March 1, 1983;*
 20 *Legislative Objection Lodged Eff. March 7, 1983;*
 21 *Curative Amended Eff. April 6, 1983;*
 22 *Amended Eff. May 1, 1989;*
 23 *Readopted Eff. July 1, 2016;*
 24 *Amended Eff. February 1, 2021; October 1, ~~2020~~ 2020;*
 25 *Temporary Amendment Eff. May 10, 2023.*

1 21 NCAC 06N .0104 is amended under temporary procedures with changes as follows:

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3 **21 NCAC 06N .0104 FORM BAR-3**

4 (a) The Form BAR-3 shall be filed for permission to enroll in barber school. It requires the following:

5 (1) the name, address, social security number, and birth date of the applicant;

6 (2) the applicant's prior barber school attendance, if any;

7 (3) the name of the school enrolled; and

8 (4) the date of ~~enrollment; and enrollment.~~

9 ~~(5) the school manager's attestation that the information in the form is correct.~~

10 (b) The fee in ~~21 NCAC 06N .0101(a)(12)~~ Rule .0101(a)(14) of this Section shall accompany this form.

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12 *History Note: Authority G.S. ~~86A-18; 86A-22; 86A-25; 86B-35; 86B-38; 86B-41; 93B-14;~~*

13 *Eff. February 1, 1976;*

14 *Readopted Eff. February 8, 1978;*

15 *Amended Eff. March 1, 1983;*

16 *Legislative Objection Lodged Eff. March 7, 1983;*

17 *Curative Amended Eff. April 6, 1983;*

18 *Amended Eff. September 1, 2013;*

19 *May 1, 1989;*

20 *Readopted Eff. October 1, 2016;*

21 *Amended Eff. October 1, ~~2020.~~ 2020;*

22 *Temporary Amendment Eff. May 10, 2023.*

1 21 NCAC 06N .0116 is adopted under temporary procedures with changes as follows:

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3 **21 NCAC 06N .0116 FORM BAR-13**

4 (a) The Form BAR-13 shall be filed when one applies to open or manage a new mobile barber shop. It requires the
5 following:

6 (1) the name of the shop;

7 (2) the permanent business address required by ~~G.S. 86B-20(g)~~; G.S. 86B-30(g);

8 ~~(3) the name, address, and license number of the licensed barber manager;~~

9 ~~(4)~~(3) the name and address of the mobile barber shop ~~owner~~; owner or manager;

10 ~~(5)~~(4) if available, the email address, website, or social media handle of the mobile barber shop;

11 ~~(6)~~(5) the physical dimensions of the mobile barber shop;

12 ~~(7)~~(6) the vehicle identification number, license plate number, and vehicle make and model of the mobile
13 barber shop;

14 ~~(8)~~(7) the mobile barber shop business hours;

15 ~~(9)~~(8) an explanation of how the mobile barber shop will dispose of sewage and wastewater;

16 ~~(10)~~(9) the type of fixtures installed; and

17 ~~(11)~~(10) the date the mobile barber shop will be ready for inspection.

18 (b) The fee required by Rule .0101(a)(22) of this Section shall accompany this form.

19 (c) The Form BAR-13 shall include the applicant's attestation that the information in the form is correct.

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21 *History Note: Authority G.S. 86B-30;*

22 *Temporary Adoption Eff. May 10, 2023.*

1 21 NCAC 06O .0105 is amended under temporary procedures with changes as follows:

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3 **21 NCAC 06O .0105 UNLICENSED BARBER OR APPRENTICE**

4 (a) The presumptive civil penalty for a barber shop or mobile barber shop ~~manager~~ allowing a barber or apprentice to
5 practice without a ~~license;~~ license, in violation of G.S. 86B-21:

6 (1) 1st offense \$300.00

7 (2) 2nd offense \$500.00

8 (b) The presumptive civil penalty for an individual engaging in barbering without a ~~license;~~ license, in violation of
9 G.S. 86B-21:

10 (1) 1st offense \$250.00

11 (2) 2nd offense \$450.00

12 (3) 3rd offense \$500.00

13

14 *History Note: Authority G.S. ~~86A-1; 86A-5(a)(6); 86A-27;~~ 86B-10; 86B-21;*

15 *Eff. April 1, 2005;*

16 *Readopted Eff. July 1, ~~2016;~~ 2016;*

17 *Temporary Amendment Eff. May 10, 2023.*

1 21 NCAC 06O .0112 is amended under temporary procedures with changes as follows:

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3 **21 NCAC 06O .0112 IDENTIFICATION**

4 (a) The presumptive civil penalty for a barber shop or mobile barber shop ~~owner or manager~~ failing to positively
5 identify a ~~registered~~ licensed barber, apprentice, or holder of a temporary ~~permit;~~ permit, as set forth in 21 NCAC 06L
6 .0116(a):

- 7 (1) 1st offense \$100.00
- 8 (2) 2nd offense \$150.00
- 9 (3) 3rd offense \$250.00

10 (b) The presumptive civil penalty for a ~~registered~~ licensed barber, apprentice, or holder of a temporary permit failing
11 to maintain and produce a license or permit as defined in 21 NCAC 06P .0103(7):

- 12 (1) 1st offense \$100.00
- 13 (2) 2nd offense \$150.00
- 14 (3) 3rd offense \$250.00

15 (c) The presumptive civil penalty for a barber student failing to wear identification as set forth in 21 NCAC 06F
16 .0122:

- 17 (1) 1st offense \$100.00
- 18 (2) 2nd offense \$150.00
- 19 (3) 3rd offense \$250.00

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21 *History Note: Authority G.S. ~~86A-1; 86A-10; 86A-11; 86A-27; 86B-10; 86B-21; 86B-26; 86B-27;~~*
 22 *Eff. June 1, 2008;*
 23 *Amended Eff. September 1, 2009;*
 24 *Readopted Eff. July 1, ~~2016;~~ 2016;*
 25 *Temporary Amendment Eff. May 10, 2023.*

1 21 NCAC 06O .0114 is amended under temporary procedures with changes as follows:

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3 **21 NCAC 06O .0114 ANIMALS IN BARBER SHOPS**

4 The presumptive civil penalty for a barber manager [of a] barber shop or mobile barber shop allowing an animal in a
5 the barber shop or mobile barber shop in violation of 21 NCAC 06L .0114:

- 6 (1) 1st offense \$100.00
- 7 (2) 2nd offense \$150.00
- 8 (3) 3rd offense \$250.00

9

10 *History Note: Authority G.S. ~~86A-15; 85A-27; 86B-10; 86B-31;~~*

11 *Eff. June 1, 2008;*

12 *Readopted Eff. July 1, ~~2016.~~ 2016;*

13 *Temporary Amendment Eff. May 10, 2023.*

1 21 NCAC 06O .0119 is amended under temporary procedures with changes as follows:

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3 **21 NCAC 06O .0119 FAILURE TO NOTIFY BOARD OF CHANGE OF ADDRESS**

4 ~~(a) The presumptive civil penalty for the failure of a barber shop or barber school to fail to notify the Board of a~~
5 ~~change of address:~~

6 (1) ~~1st offense \$50.00~~

7 (2) ~~2nd offense \$100.00~~

8 (3) ~~3rd offense \$200.00~~

9 ~~(b) The presumptive civil penalty for an individual [the owner or licensed barber manager of] a barber shop or mobile~~
10 ~~barber shop [shop, or the owner or school] manager [of a barber school,] for the failure failing to notify the Board of~~
11 ~~a change of address for a the barber shop [shop,] or mobile barber [shop,] shop as set forth in 21 NCAC 06L .0120:~~
12 ~~or barber school:~~

13 (1) 1st offense \$50.00

14 (2) 2nd offense \$100.00

15 (3) 3rd offense \$200.00

16

17 *History Note: Authority G.S. 86A-1; 86A-5(a)(6); 86A-27; 86B-2; 86B-10; 86B-30;*

18 *Eff. July 1, 2016. 2016;*

19 *Temporary Amendment Eff. May 10, 2023.*