

REQUEST FOR TECHNICAL CHANGE

AGENCY: Board of Barber Examiners

RULE CITATION: 21 NCAC 06N .0101

DEADLINE FOR RECEIPT: Thursday, January 10, 2019

The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may call our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

In Paragraphs (g) and (h), Page 2, lines 16 and 18, I believe the cross reference to Paragraph (d) should be updated to Paragraph (f).

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Amanda J. Reeder
Commission Counsel
Date submitted to agency: December 21, 2018

21 NCAC 06N .0101 is amended with changes as published in 33:06 NCAC 582 as follows:

21 NCAC 06N .0101 FEES, ACCESS TO FORMS, AND RENEWALS

(a) The Board charges the following amounts for the fees authorized by G.S. 86A-25:

(1)	Certificate of registration or renewal as a barber	\$50.00
(2)	Certificate of registration or renewal as an apprentice barber	\$50.00
(3)	Barbershop permit or renewal	\$50.00
(4)	Examination to become a registered barber	\$85.00
(5)	Examination to become a registered apprentice barber	\$85.00
(6)	Late fee for restoration of an expired barber certificate within first year after expiration	\$35.00
(7)	Late fee for restoration of an expired barber certificate after first year after expiration but within five years after expiration	\$70.00
(8)	Late fee for restoration of an expired apprentice certificate within the first year after expiration	\$35.00
(9)	Late fee for restoration of an expired apprentice certificate after first year after expiration but within three years of first issuance of the certificate	\$45.00
(10)	Late fee for restoration of an expired barber shop certificate	\$45.00
(11)	Examination to become a barber school instructor	\$165.00
(12)	Student permit	\$25.00
(13)	Issuance of any duplicate copy of a license, certificate, or permit	\$10.00
(14)	Barber school permit or renewal	\$130.00
(15)	Late fee for restoration of an expired barber school certificate	\$85.00
(16)	Barber school instructor certificate or renewal	\$85.00
(17)	Late fee for restoration of an expired barber school instructor certificate within first year after expiration	\$45.00
(18)	Late fee for restoration of an expired barber school instructor certificate after first year after expiration but within three years after expiration	\$85.00
(19)	Inspection of newly established barbershop	\$120.00
(20)	Inspection of newly established barber school	\$220.00
(21)	Issuance of a registered barber or apprentice certificate by certification	\$120.00
(22)	Charge for certified copies of public documents \$10.00 for first page, \$0.25 per page thereafter	
(23)	Charge for duplication services and material shall be as set forth in 26 NCAC 01 .0103(a), including any subsequent amendments and editions of the Rule	
(24)	Certificate of registration or renewal as a barber for barbers over 70 years of age	\$0.00
(25)	Administrative fee under G.S. 86A-27(d) for paying any required fee for renewal or restoration, or a civil penalty and attorney fee, where the apprentice barber or registered barber is subject to a pick-up order issued to an inspector.	\$70.00

1 (b) Except as set forth in Paragraph (c) of this Rule, if an applicant is unable to attend an examination, he or she may
2 request a refund of the fee. To request the refund, the applicant shall submit a written request to the address listed in
3 21 NCAC 06A .0102 at least 10 days before the scheduled examination.

4 (c) If an applicant submits a request for a refund of examination fees later than 10 days before the scheduled
5 examination, the Board shall consider the request on a case-by-case basis and only grant the request if the applicant
6 demonstrates good cause for not complying with Paragraph (b) of this Rule. For the purpose of this Rule, “good
7 cause” means that the applicant could not have submitted the written request as set forth in Paragraph (b) of this Rule
8 due to circumstances such as illness, injury, or death in the family.

9 ~~(b)(d)~~ In the event the Board's authority to expend funds is suspended pursuant to G.S. 93B-2, the Board shall continue
10 to issue and renew licenses and all fees tendered shall be placed in the escrow account maintained by the Board for
11 this purpose.

12 ~~(e)(e)~~ The forms set forth in this Subchapter may be obtained on the website or at the address listed in 21 NCAC 06A
13 .0102.

14 ~~(f)(f)~~ All timely renewals of licenses, permits, or certificates of registration shall be submitted online at the Board's
15 website, along with any fees required by this Rule.

16 ~~(g)(g)~~ Barber school permits shall be exempt from the online renewal requirement in Paragraph (d) of this Rule.

17 ~~(h)(h)~~ Registered barbers, apprentice barbers, barber instructors, or barber shops that are unable to comply with the
18 online requirement of Paragraph (d) of this Rule may submit the renewal and payment by mail or in person after
19 receiving a waiver from the Board. This waiver shall be effective only for one renewal period. The Board shall issue
20 a waiver within five business days after receiving the following:

- 21 (1) For registered barbers, apprentice barbers, or barber instructors, a ~~notarized~~ statement from the
22 holder of the license, permit, or certificate of registration that the individual is not able to renew
23 online; or
24 (2) For barber shops, a ~~notarized~~ statement from the manager or owner that neither the manager nor
25 owner are able to renew online.

27 *History Note: Authority G.S. 86A-5; 86A-25; 86A-27(d); 93B-2;*

28 *Eff. February 1, 1976;*

29 *Readopted Eff. February 8, 1978;*

30 *Amended Eff. April 1, 2010; September 1, 2009; June 1, 2008; April 1, 2005; May 1, 1989; March*
31 *1, 1983;*

32 *Readopted Eff. July 1, 2016;*

33 *Amended Eff. February 1, 2019; January 1, 2018; April 1, 2017.*