

## REQUEST FOR TECHNICAL CHANGE

AGENCY: NC Board of Cosmetic Art Examiners

RULE CITATION: 21 NCAC 14H .0401

**DEADLINE FOR RECEIPT: Friday, August 7, 2020**

**PLEASE NOTE: This request may extend to several pages. Please be sure you have reached the end of the document.**

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 (b), would it make sense to make lines 8-11 its own Paragraph?*

*In (c), please confirm that "clean" is defined elsewhere in your rules.*

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

Amber May  
Commission Counsel  
Date submitted to agency: July 23, 2020

21 NCAC 14H .0401 IS AMENDED AS PUBLISHED IN 34:18 NCR 1715 AS FOLLOWS:

**SECTION .0400 - INFECTION CONTROL PROCEDURES AND PRACTICES**

**21 NCAC 14H .0401 LICENSEES AND STUDENTS**

(a) For purposes of this Section, sanitation, as described in G.S. 88B, is defined as "infection control."

(b) Notwithstanding Rule .0201 in this Subchapter, this Rule applies to licensees and students in practice in cosmetic art schools and shops. Each licensee and student shall wash his or her hands with soap and water immediately after using the restroom. Each licensee and student shall wash his or her hands with soap and water or use of a 62 percent to 70 percent ~~or greater~~ alcohol-based hand sanitizer immediately before and after serving each client.

(c) Each licensee and student shall wear clean garments and shoes while serving patrons.

(d) Licensees or students shall not use or possess in a cosmetic art school or shop any of the following:

- (1) Methyl Methacrylate Liquid Monomer, a.k.a. MMA;
- (2) razor-type callus shavers or blades designed and intended to cut skin and skin growths of skin including skin tags, corns, and calluses;
- (3) FDA rated Class III devices;
- (4) carbolic acid (phenol) over two percent strength;
- (5) animals including insects, fish, amphibians, reptiles, birds, or non-human mammals to perform any service; or
- (6) a variable speed electrical nail file unless it has been designed for use on a natural nail.

(e) A licensee or student shall not:

- (1) use any product, implement, or piece of equipment in any manner other than the product's, implement's, or equipment's intended use as described or detailed by the manufacturer;
- (2) treat any medical condition unless referred by a physician;
- (3) provide any service unless it falls within the license definition listed in GS 88B-2 and unless trained prior to performing the service;
- (4) perform services on a client if the licensee has reason to believe the client has any of the following:
  - (A) fungus, lice, or nits;
  - (B) an inflamed, infected, broken, raised, or swollen skin or nail tissue in the area to be worked on; or
  - (C) an open wound or sore in the area to be worked on;
- (5) alter or duplicate a license issued by the Board;
- (6) advertise or solicit clients in any form of communication in a manner that is false or misleading;
- (7) use any FDA rated Class II device without the documented supervision of a licensed physician;
- (8) use any product that will penetrate the dermis;

- 1           (9)     make any statement to a member of the public, either verbally or in writing, stating or implying  
2                   any action is required or forbidden by Board rules when such action is not required or forbidden  
3                   by Board rules. A violation of this prohibition is considered practicing or attempting to practice by  
4                   fraudulent misrepresentation is set forth in 21 NCAC 14P .0108;
- 5           (10)    use or possess any product banned by the FDA. A list of banned products is available at  
6                   www.fda.gov; or
- 7           (11)    use or possess any machine for a cosmetic art service that is not classified by the FDA.
- 8   (f) In using a disinfectant, the user shall wear any personal protective equipment, such as gloves, recommended by  
9   the manufacturer in the Safety Data Sheet.
- 10   (g) Licensees may only perform services specifically designated within their licensure field as defined by G.S. 88B-  
11   2.

12

13   *History Note:*     *Authority G.S. 88B-2; 88B-4; 88B-14; 88B-24;*  
14                   *Eff. April 1, 2012;*  
15                   *Amended Eff. August 1, 2014; March 1, 2013;*  
16                   *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. January*  
17                   *13, 2015;*  
18                   *Amended Eff. July 1, 2020; October 1, 2019; March 1, 2019; March 1, 2018.*  
19

## REQUEST FOR TECHNICAL CHANGE

AGENCY: NC Board of Cosmetic Art Examiners

RULE CITATION: 21 NCAC 14H .0403

**DEADLINE FOR RECEIPT: Friday, August 7, 2020**

**PLEASE NOTE:** *This request may extend to several pages. Please be sure you have reached the end of the document.*

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 (a), please capitalize and add a comma after "Subchapter"*

*Why have Paragraphs (a) and (b) been added post-publication? Would this not change the kind of disinfectant that is required?*

*In (b), capitalize "rule" in "this Rule"*

*As used throughout this Rule, please confirm that "clean" is defined elsewhere in your Rules.*

*Please begin (c)(1) through (3) with lower case letters.*

*In (c)(2), what manufacturer's directions? The towel's or the disinfectant's? With the delete language, this now appears to be missing some instruction.*

*In (f)(3), please add a comma after "not immersible"*

*Please begin (o)(1) through (4) with lower case letters.*

*Please begin (p)(1) through (5) with lower case letters.*

*In (p)(3), are there no disinfectants that are required for more or less than 10 minutes in accordance with the manufacturer's instructions?*

*In (v), add a comma after "State"*

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

Amber May  
Commission Counsel  
Date submitted to agency: July 23, 2020

21 NCAC 14H .0403 IS AMENDED WITH CHANGES AS PUBLISHED IN 34:18 NCR 1715 AS

FOLLOWS:

21 NCAC 14H .0403      **DISINFECTION PROCEDURES**

(a) Disinfectant, as applicable in this subchapter is defined as a disinfectant that is EPA registered as effective against:

(1) bacteria including Staphylococcus aureus, MRSA and pseudomonas aeruginosa;

(2) viruses including HIV, Hepatitis B and C;

(3) fungi including Trichophyton mentagrophytes; and

(4) human coronavirus.

(b) Disinfectants that meet the requirements of Paragraph (a) (1), (2), and (3) of this rule may be used if they are listed on EPA list N as effective against pathogen SARS-CoV-2.

(c) Infection Control rules that apply to towels and cloths are as follows:

(1) Clean protective capes, drapes, linens, and towels shall be used for each patron;

(2) After a protective cape has been in contact with a patron's neck it shall be placed in a clean, closed container until laundered with soap and hot water and dried in a heated dryer. Capes that cannot be laundered and dried in a heater dryer may be disinfected with a disinfectant that is bactericidal, virucidal and fungicidal and approved by the EPA for use in beauty salons, or salon used in accordance with the manufacturer directions; and

(3) After a drape, linen, or towel has been in contact with a patron's skin it shall be placed in a clean, covered container until laundered with soap and hot water and dried in a heated dryer. A covered container may have an opening so soiled items may be dropped into the container.

(b) Any paper or nonwoven protective drape or covering shall be discarded after one use.

(c) There shall be a supply of clean protective drapes, linens and towels at all times. Wet towels used in services must be prepared fresh each day. Unused, prepared wet towels must be laundered daily.

(d) Clean drapes, capes, linens, towels and all other supplies shall be stored in a clean area.

(e) Bathroom facilities must be kept clean.

(f) All implements shall be cleaned and disinfected after each use in the following manner:

(1) They shall be washed with warm water and a cleaning solution and scrubbed to remove debris and dried.

(2) They shall be disinfected with either:

(A) disinfectant that is bactericidal, virucidal and fungicidal and approved by the EPA for use in beauty salons, or salon settings that is mixed and used according to the manufacturer's directions. They shall be rinsed with hot tap water and dried with a clean towel before their next use. They shall be stored in a clean, closed cabinet or container until they are needed; or

(B) by UV-C, ultraviolet germicidal irradiation used in accordance with the manufacturer's directions.

- (3) If the implement is shears, a razor, not immersible or is not disinfected by UV-C irradiation, it shall be cleaned by wiping it with a clean cloth moistened or sprayed with a disinfectant that is bactericidal, virucidal and fungicidal and approved by the EPA for use in beauty salons, or salon settings used in accordance with the manufacturer's directions.
- (g) All disinfected non-electrical implements shall be stored in a clean, closed cabinet or clean, closed container.
- (h) All disinfected electrical implements shall be stored in a clean area separate from other clean implements.
- (i) Disposable and porous implements and supplies must be discarded after use or upon completion of the service.
- (j) Product that comes into contact with the patron must be discarded upon completion of the service.
- (k) Containers with open faces may be covered or closed with plastic wrapping. Disinfected implements must not be stored with any implement or item that has not been disinfected.
- (l) Lancets, disposable razors, and other sharp objects shall be disposed in puncture-resistant containers.
- (m) All creams, lotions, wax, cosmetics, and other products dispensed to come in contact with patron's skin must be kept in clean, closed containers, and must conform in all respects to the requirements of the Federal Food, Drug, and Cosmetic Act as set forth in PL 75-717.52 accessible at [www.fda.gov](http://www.fda.gov). Any product apportioned for use and removed from original containers must be distributed in a sanitary manner that prevents contamination of product or container. Any product dispensed in portions into another container must be dispensed into a clean container and applied to patrons by means of a disinfected or disposable implement or other clean methods. Any product dispensed in portions not dispensed into another container must be used immediately and applied to patrons by means of a disinfected or disposable implement or other clean methods. No product dispensed in portions may be returned to the original container.
- (n) As used in this Rule whirlpool or footspa means any basin using circulating water.
- (o) After use by each patron each whirlpool or footspa must be cleaned and disinfected as follows:
- (1) All water must be drained and all debris removed from the basin;
  - (2) The basin must be disinfected by filling the basin with water and ~~circulating:~~
    - (A) ~~Two tablespoons of automatic dishwashing powder and 1/4 cup of 5.25 percent household bleach to one gallon of water through the unit for 10 minutes; or~~
    - (B) Surfactant circulating a surfactant or enzymatic soap with an EPA registered disinfectant with bactericidal, fungicidal and virucidal activity a disinfectant used according to manufacturer's instructions through the unit for 10 minutes;
  - (3) The basin must be drained and rinsed with clean water; and
  - (4) The basin must be wiped dry with a clean towel.
- (p) At the end of the day each whirlpool or footspa must be cleaned and disinfected as follows:
- (1) The screen must be removed and all debris trapped behind the screen removed;
  - (2) The screen and the inlet must be washed with surfactant or enzymatic soap or detergent and rinsed with clean water;
  - (3) Before replacing the screen ~~one of the following procedures must be performed:~~

(A) ~~The screen must be totally immersed in a household bleach solution of 1/4 cup of 5.25 percent household bleach to one gallon of water for 10 minutes; or~~

(B) ~~The screen~~ it must be totally immersed in an EPA-registered disinfectant with bactericidal, fungicidal and virucidal activity in accordance to the manufacturer's instructions for 10 minutes;

(4) The inlet and area behind the screen must be cleaned with a brush and surfactant soap and water to remove all visible debris and residue; and

(5) The spa system must be flushed with low sudsing surfactant or enzymatic soap and warm water for at least 10 minutes and then rinsed and drained.

(q) A record must be made of the date and time of each cleaning and disinfecting as required by this Rule including the date, time, reason, and name of the staff member who performed the cleaning. This record must be made for each whirlpool or footspa and must be kept and made available for at least 90 days upon request by either a patron or inspector.

(r) The water in a vaporizer machine must be emptied daily and the unit disinfected daily after emptying.

(s) The area where services are performed that come in contact with the patron's skin including treatment chairs, treatment tables, and beds shall be disinfected between patrons.

(t) A manufacturers label for all disinfectant concentrate must be available at all times. If a concentrate bottle is emptied, it must remain available until a new bottle is available.

(u) When mixed disinfectant concentrate is placed in a secondary container such as a spray bottle, tub or jar, that container must be labeled to indicate what chemical is in the container. SDS sheets must be available for all disinfectants in use at all times.

(v) Disinfectants must be stored and disposed of in accordance with all local, State and federal requirements.

(w) The cabinet and supplies of a towel warmer machine must be emptied daily and the unit dried daily after emptying.

*History Note: Authority G.S. 88B-2; 88B-4; 88B-14;*

*Eff. April 1, 2012;*

*Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. January 13, 2015;*

*Amended Eff. July 1, 2020; October 1, 2019; March 1, 2018.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: NC Board of Cosmetic Art Examiners

RULE CITATION: 21 NCAC 14H .0404

**DEADLINE FOR RECEIPT: Friday, August 7, 2020**

**PLEASE NOTE:** *This request may extend to several pages. Please be sure you have reached the end of the document.*

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:

*Please begin (b)(1) through (8), (c)(1) through (6) and (c)(2)(A) and (B) with lower case letters.*

*Please end (b)(3) with a semi-colon.*

*Please add a comma after "fingers" in (b)(7)*

*Please add a semicolon and "and" at the end of (C)(2)(A) ~~(water water; and)~~*

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

Amber May  
Commission Counsel  
Date submitted to agency: July 23, 2020



21 NCAC 14H .0404 IS AMENDED AS PUBLISHED IN 34:18 NCR 1717 AS FOLLOWS:

**21 NCAC 14H .0404 FIRST AID**

(a) Each cosmetic art shop and school shall have ~~antiseptics~~, individually packaged antibiotic ointment, gloves or finger guards, sterile adhesive bandages, and other necessary supplies available to provide first aid.

(b) If the skin of the licensee or student is punctured, the licensee or student shall upon knowledge of the injury do the following in this order:

- (1) Wash and dry the punctured area with soap and running water and a disposable towel;
- (2) ~~Apply protective gloves to remove materials from first aid kit.~~ If the cut is still bleeding apply pressure over the wound with a disposable towel;
- (3) ~~Remove materials from first aid kit. Cleanse injured area with antiseptic (e.g. alcohol, hand sanitizer);~~
- (4) Apply antibiotic ointment or a sterile adhesive bandage;
- (5) Disinfect any implement or work area exposed to blood per Rule .0403 in this Section;
- (6) Dispose of all contaminated supplies ~~and gloves in a zip lock bag then place~~ in the trash;
- (7) Wash hands with soap and running water; and
- (8) If the injured area is on the hands, fingers or thumb apply disposable, protective glove(s) or a finger guard.

(c) If the skin of the patron is punctured, the licensee or student shall upon knowledge of the injury do the following in this order:

- (1) Wash and dry hands with soap and running water and a disposable towel and ~~Apply protective gloves to remove materials from first aid kit;~~
- (2) Make first aid supplies available to the patron or assist the patron with:
  - (A) Cleansing injured area with soap and water ~~antiseptic (e.g. alcohol, hand sanitizer)~~
  - (B) Applying antibiotic ointment or a sterile adhesive bandage;
- (3) Disinfect any implement or work area exposed to blood per Rule .0403 in this Section;
- (4) Dispose of all contaminated supplies ~~and gloves in a zip lock bag then place~~ in the trash;
- (5) Wash hands with soap and running water; and
- (6) Put on disposable, protective gloves.

*History Note: Authority G.S. 88B-2; 88B-4; 88B-14;*

*Eff. April 1, 2012;*

*Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. January 13, 2015;*

*Amended Eff. July 1, 2020; March 1, 2018; January 1, 2016.*

REQUEST FOR TECHNICAL CHANGE

AGENCY: NC Board of Cosmetic Art Examiners

RULE CITATION: 21 NCAC 14T .0401

**DEADLINE FOR RECEIPT: Friday, August 7, 2020**

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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:

*Please be consistent with capitalization. Our preference would be that you begin each Item with lower case letters.*

*Please renumber the Items as necessary.*

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

Amber May  
Commission Counsel  
Date submitted to agency: July 23, 2020

**21 NCAC 14T .0401 IS AMENDED AS PUBLISHED IN 34:18 NCR 1717 AS FOLLOWS:**

## SECTION .0400 - STUDENT EQUIPMENT

**21 NCAC 14T .0401      COSMETOLOGY AND APPRENTICE STUDENT EQUIPMENT**

Each cosmetology and apprentice cosmetology student shall be supplied with following equipment:

- (1) ~~Implements for a complete manicure;~~
- (2) 12 combs;
- (3) Two capes;
- (4) Six brushes;
- (5) ~~Thirty-six~~ assorted clips;
- (6) ~~Assorted smooth rollers;~~
- (7) Hard rubber or nonflammable comb for heat protection used in thermal styling;
- (8) One electric marcel iron;
- (9) One razor and one clipper;
- (10) One thinning shears;
- (11) One shaping shears;
- (12) ~~One eyebrow tweezer;~~
- (13) ~~One tint brush;~~
- (14) One mannequin with hair; and
- (15) One blow dryer.

*History Note:* Authority G.S. 88B-2; 88B-4; 88B-16; 88B-17;

*Eff. January 1, 2012;*

*Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. January 13, 2015;*

Amended Eff. July 1, 2020.

## REQUEST FOR TECHNICAL CHANGE

AGENCY: NC Board of Cosmetic Art Examiners

RULE CITATION: 21 NCAC 14T .0502

**DEADLINE FOR RECEIPT: Friday, August 7, 2020**

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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:

*To make Paragraph (b) consistent with itself, please delete "shall be kept" in (b)(1) and (2).*

*In (f), delete the comma after "completed"*

*In (f), please add a comma following "withdrawal"*

*In (j), what is meant by "may be eliminated"? How is this determination to be made?*

*In (k), add a comma after "teachers"*

*In (k), change "cannot" to "shall not" on lines 20 and 21. Also in (n), line 30.*

*In (k), line 21, please add a comma after "school name"*

*In (l), please add "or" before "performing or practicing"*

*In (m), add a comma after "administrators"*

*In (m), add a comma after "grade examinations"*

*In (q), so just to be clear, the intent of (q) is to say that unsettled debts with the school will not prevent a person from obtaining their license if they meet all other requirements? I don't think a change is needed, I just want to be sure that I understand.*

*In (s), by "may receive credit" do you mean "shall receive credit"?*

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

Amber May  
Commission Counsel  
Date submitted to agency: July 23, 2020

21 NCAC 14T .0502 IS AMENDED AS PUBLISHED IN 34:18 NCR 1717 AS FOLLOWS:

**21 NCAC 14T .0502 PERMANENT RECORDS, FORMS AND DOCUMENTATION**

(a) Cosmetic art schools must maintain locked storage for the permanent files of all enrolled students and students who have withdrawn or graduated together in one room within the approved square footage of the cosmetic art school. Withdrawal and graduation forms reviewed by the Board or an agent of the Board may be removed from this room. The permanent file shall include a copy of:

- (1) Board Enrollment Form;
- (2) Documentation of student receipt of school policies, school and student contract; the Board Infection Control rules as set forth in 21 NCAC 14H .0200, .0300, .0400, and .0500 and 21 NCAC 14I ~~0401~~, .0401, and 21 NCAC 14T .0703.
- (3) All Board Withdrawal Forms;
- (4) Social security card for any individual who has a social security number or tax ID card or student visa information;
- (5) Government issued ID and proof of date of birth;
- (6) Grades for all examinations and evaluation plans along with documentation for pass performances;
- (7) Documentation for any leave of absence over 30 days;
- (8) Transfer of hours form documenting hours earned in other schools and hours accepted by current school; and
- (9) Graduation Form.

(b) The school shall keep onsite, records of hours earned daily including field trip hours and documentation of field trip hours updated with a running grand total, as well as a total of the following through the prior week:

- ~~(1) A daily record shall be kept of the performances for each student, showing the actual date of the performance and the teacher who approved the performance;~~
- ~~(1)(2)~~ (2) A daily record shall be kept of the actual number of hours of attendance;
- ~~(2)(3)~~ (3) A daily record shall be kept of the actual number of hours and educational achievements completed via online; and
- ~~(3)(4)~~ (4) An updated Performance Record. Record showing the actual date of the performance and the teacher who approved the performance.

(c) When a student enrolled in a cosmetic art school withdraws from the school, the cosmetic art school shall report the withdrawal to the Board.

(d) If a student withdraws from a cosmetic art discipline within the first five days, the school need not submit the enrollment to the Board. The unsubmitted enrollment must be maintained in the student file until reviewed by the Board or an agent of the Board after which, it may be removed.

(e) The graduation form documentation must be signed by on site school staff or on site school administrators and must have the seal of the school affixed. The original graduation form documentation must be prepared on the Board form and shall indicate that the applicable requirement of this Chapter have been met. The cosmetic art school shall mail the graduation form to the Board at the Board's address set forth in Rule 14A .0104 or submit the graduation

1 form via the Board's school documents portal at [www.nccosmeticarts.com](http://www.nccosmeticarts.com) within 30 days of the student's graduation  
2 date.

3 (f) All forms submitted to the Board must be sealed originals or a digital scan of sealed originals and a copy shall be  
4 maintained in the school permanent file storage. Except for student signatures, all forms submitted to the Board must  
5 be completed, by on site school staff or on site school administrators. Board forms shall be used for the sole purpose  
6 of documenting to the Board student records and shall not be used to notify students of enrollment, transfer of hours,  
7 withdrawal or graduation.

8 (g) Changes or corrections made by the school to any Board form must be submitted to the Board with supporting  
9 documentation.

10 (h) All cosmetic art schools must maintain on file at the school an original daily record of enrolled students' hours  
11 and performances. This record must be kept in a secured location under lock and key but made available for review  
12 by the Board or its agent at any time.

13 (i) All records kept by a cosmetic art school on a student who has withdrawn or graduated must be kept in the  
14 school's locked files for future reference until the date the student is accepted for the Board examination or five  
15 years after the date the student first enrolled in the school, whichever occurs earlier. Forms reviewed by the Board or  
16 an agent of the Board may be removed from this room.

17 (j) The record of all hours and performances must be documented in writing. Credit issued to students that cannot  
18 be verified may be eliminated from the student record by an agent of the Board.

19 (k) Access to student records must be limited to agents of the Board, teachers and administrators of the school.  
20 Records cannot be altered offsite. Records that are altered must be altered onsite and must have documentation  
21 supporting the change attached. The format, school name and school code on Board forms cannot be altered.

22 (l) All individuals in a cosmetic art school receiving cosmetic art education, earning hours, performing or practicing  
23 cosmetic art services must be enrolled in the school.

24 (m) Only teachers reported to the Board as employees of a cosmetic art school may grade practical student  
25 examinations and evaluate pass or fail of student performances. Only on site teachers, on site school administrators  
26 or on site school staff shall record student hours and performances, grade examinations and determine completion  
27 and record credit of live model and mannequin performances.

28 (n) Minimum scores required for examinations and the successful completion of live model and mannequin  
29 performances as determined through the school's evaluation plan that is approved by the Board at the time of  
30 application shall be disclosed to students at the time of enrollment. Passing grades and performances cannot be  
31 credited to students who fail to meet the requirements of the evaluation plan.

32 (o) Cosmetic art schools must provide to each student a copy of school policies and 21 NCAC 14I .0401. The  
33 school shall retain for the permanent file a copy of the student's acknowledgement of receipt of these documents.

34 (p) The names of students with unsatisfied academic obligations shall not be submitted to the Board as graduates  
35 but may be submitted as withdrawn.

1 (q) Cosmetic art schools shall not report to the Board the unsatisfied financial obligations of any cosmetic art  
2 student. Cosmetic art schools shall not prevent the graduation of students who have met the Board minimum  
3 requirements and passed all school academic requirements.

4 (r) Records of hours must be rounded to no more than the nearest quarter hour. Cosmetic art schools shall not give  
5 or deduct hours or performances as rewards or penalties.

6 (s) An applicant may receive credit for instruction taken in another state if the applicant's record is certified by the  
7 state agency or department that issues licenses to practice in the cosmetic arts. If this agency or department does not  
8 maintain any student records or if the state does not give license to practice in the cosmetic arts, then the records  
9 may be certified by any state department or state agency that does maintain such records and is willing to certify  
10 their accuracy. If no state department or board will certify the accuracy of the student's records, then the Board shall  
11 review the student's records for validity on a case-by-case basis using the documentation provided by the student.

12 (t) Hours transferred between open North Carolina schools must be obtained by the submission of the Board  
13 transfer form mailed directly from the school in which the hours are earned with the school seal affixed, with grades  
14 for examinations and performances to the new school in which a student enrolls. Such original documentation shall  
15 be submitted to the Board with enrollment. Transfer forms shall include the following:

- 16 (1) Student name and social security number;
- 17 (2) School code;
- 18 (3) Course type and total number of live model and mannequin service performances;
- 19 (4) Enrollment date and last date of attendance;
- 20 (5) Number of hours and minutes completed;
- 21 (6) School owner name and signature; and
- 22 (7) School seal.

23 (u) A student must pass an entrance examination including mannequin evaluations given by the school to which the  
24 student is transferring for the hours to be transferred from one cosmetic art school to another.

25  
26 *History Note: Authority G.S. 88B-4; 88B-16;*

27 *Eff. January 1, 2012;*

28 *Amended Eff. January 1, 2014; June 1, 2013;*

29 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. January*  
30 *13, 2015;*

31 *Amended Eff. July 1, 2020; October 1, 2019; December 1, 2016.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: NC Board of Cosmetic Art Examiners

RULE CITATION: 21 NCAC 14T .0602

**DEADLINE FOR RECEIPT: Friday, August 7, 2020**

**PLEASE NOTE:** *This request may extend to several pages. Please be sure you have reached the end of the document.*

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:

*Just to be clear, only the performances set forth in Paragraph (c) have to be evaluated even though students must be trained on all performances set forth in Paragraph (b)? If so, please just confirm.*

*In (d), please add a comma after "appropriate draping" Also, delete or define "appropriate" I note that "appropriate" isn't used on line 19.*

*In (d), please add a comma after "practical instructions"*

*In (d), in order to provide some introductory language to (d)(1) through (8), please consider saying something like "passed each of the following performance evaluations in this Paragraph prior to performing services on a live model:"*

*Add "and" at the end of (d)(7).*

*End (d)(8) with a period.*

*Given the new language in Paragraph (d), do you need Paragraph (f)? As written, these two appear to conflict as (d) provides additional requirements before services on a live model.*

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

Amber May  
Commission Counsel  
Date submitted to agency: July 23, 2020



1   **21 NCAC 14T .0602 IS AMENDED AS PUBLISHED IN 34:18 NCR 1719 AS FOLLOWS:**

2  
3   **21 NCAC 14T .0602       COSMETOLOGY CURRICULUM**

4   (a) To meet the approval of the Board, a cosmetologist training course shall begin with infection control and blood  
5   exposure procedures as defined in 21 NCAC 14H .0403 and .0404 and consist of 1500 hours of instruction in theory  
6   and practical application as set forth in this Rule.

7   (b) Theory and practical application subjects shall include:

- 8           (1)     Professional image;
- 9           (2)     Infection control;
- 10          (3)     Bacteriology;
- 11          (4)     Disinfection;
- 12          (5)     First aid;
- 13          (6)     Anatomy;
- 14          (7)     Electricity as it relates to cosmetic art;
- 15          (8)     Chemistry as it relates to cosmetic art;
- 16          (9)     Professional ethics;
- 17          (10)    Draping;
- 18          (11)    Shampooing;
- 19          (12)    Roller sets;
- 20          (13)    Pin curls;
- 21          (14)    Ridge curls with C shaping;
- 22          (15)    Fingerwaves;
- 23          (16)    Braids;
- 24          (17)    Artificial hair;
- 25          (18)    Up-styles;
- 26          (19)    Blowdrying;
- 27          (20)    Brush control;
- 28          (21)    Blowdrying with curling iron;
- 29          (22)    Pressing or thermal;
- 30          (23)    Hair cutting;
- 31          (24)    Partings;
- 32          (25)    Perm types and wraps;
- 33          (26)    Relaxer types and sectioning;
- 34          (27)    Color types and application sectioning;
- 35          (28)    Scalp treatments;
- 36          (29)    Manicures;
- 37          (30)    Pedicures;
- 38          (31)    Artificial nails;

- 1 (32) Styles and techniques of cosmetology services including:
- 2 (A) Arranging;
- 3 (B) Dressing;
- 4 (C) Curling;
- 5 (D) Waving;
- 6 (E) Cutting techniques and implements including razors, clippers, thinning shears, and
- 7 shears;
- 8 (F) Cleansing;
- 9 (G) Cutting;
- 10 (H) Singeing;
- 11 (I) Bleaching, or coloring hair;
- 12 (J) Esthetics;
- 13 (K) Manicuring;
- 14 (L) Business management; and
- 15 (M) Salon business; and;
- 16 (33) Board laws, rules and website.

17 (c) Performances shall be defined as the systematic completion of all steps for safe and effective cosmetic art

18 services to a client. ~~Each school must develop and use performance evaluation plans for each of the Board required~~

19 ~~performances listed in this Paragraph and any service offered in the school. Evaluation plans must include a~~

20 ~~minimum of infection control, tool safety, draping, and safe application.~~ In addition to the requirements set forth in

21 Paragraph (a) of this Rule all students shall be trained on the following performance requirements:

- 22 (1) Infection Control;
- 23 (2) Blood exposure procedure;
- 24 (3) Blow drying;
- 25 (4) Hot iron;
- 26 (5) Styles that apply tension (twists, braiding, locs, or knots);
- 27 (6) Solid form cut;
- 28 (7) Elevated cut;
- 29 (8) Cut with tapered or thinning shears;
- 30 (9) Razor cut;
- 31 (10) Clipper cut;
- 32 (11) Shears over comb cut;
- 33 (12) Clippers over comb cut;
- 34 (13) Virgin darker;
- 35 (14) Virgin lightener;
- 36 (15) Retouch;
- 37 (16) Foil;

- (17) Freehand painting;
- (18) Relaxer virgin;
- (19) Relaxer retouch;
- (20) Curl reforming virgin;
- (21) Curl reforming retouch;
- (22) Permanent waving rod placement rectangle;
- (23) Permanent waving rod placement contour;
- (24) Permanent waving rod placement bricklay-overlap;
- (25) Permanent waving rod placement – spiral;
- (26) Basic manicure;
- (27) Artificial nails
- (28) Basic facial;
- (29) Waxing including face and body;
- (30) Hair removal with ~~depilatory~~ and tweezers;
- (31) Hair removal with razor; and
- (32) Makeup application.

~~(d) Sharing of performance completions shall not be allowed.~~ Each school must develop and use performance evaluation plans for each of the Board required performances listed in this Paragraph. Evaluation plans must include a minimum of infection control, tool safety, draping, and safe application. Teachers must ensure students follow infection control, tool safety, appropriate draping and safe application of products for all service performances. Students must pass the infection control and blood exposure procedures evaluation plan with a score of 100 percent, received theory and practical instructions and passed each of the evaluations in this Paragraph prior to performing services on a live model:

- (1) Blow drying and hot iron;
- (2) Hair cut with shears, a razor and clipper.
- (3) Color application including virgin and retouch
- (4) Relaxer application including virgin and retouch;
- (5) Permanent waving;
- (6) Basic manicure with pedicure difference;
- (7) Basic facial including steam;
- (8) Waxing;

~~(e) Credit for a performance shall be given to only one student.~~

~~(f)(c)~~ Certification of performance completions shall be required on the graduation form and application for the Board examination. Graduation forms shall include the following:

- (1) Student name and social security number;
- (2) School code;
- (3) Course type completed;

- (4) Date of course completion;  
(5) Number of hours and minutes completed;  
(6) School owner name and signature; and  
(7) School seal.

~~(g)~~ (f) Before a student may perform services on a live model the student must pass both the infection control and blood exposure procedures with a score of 100 percent and have received both theory and practical instruction on the performance to be completed.

*History Note: Authority G.S. 88B-4; 88B-16;  
Eff. January 1, 2012;  
Amended Eff. January 1, 2015; June 1, 2013; October 1, 2012;  
Readopted Eff. January 1, 2016;  
Amended Eff. July 1, 2020; October 1, 2019.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: NC Board of Cosmetic Art Examiners

RULE CITATION: 21 NCAC 14T .0603

**DEADLINE FOR RECEIPT: Friday, August 7, 2020**

**PLEASE NOTE:** *This request may extend to several pages. Please be sure you have reached the end of the document.*

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:

*Just to be clear, only the performances set forth in Paragraph (c) have to be evaluated even though students must be trained on all performances set forth in Paragraph (b)? If so, please just confirm.*

*In (d), please add a comma after "appropriate draping" Also, delete or define "appropriate" I note that "appropriate" isn't used on line 19.*

*In (d), please add a comma after "practical instructions"*

*In (d), in order to provide some introductory language to (d)(1) through (8), please consider saying something like "passed each of the following performance evaluations in this Paragraph prior to performing services on a live model:"*

*Add "and" at the end of (d)(7).*

*End (d)(8) with a period.*

*Given the new language in Paragraph (d), do you need Paragraph (f)? As written, these two appear to conflict as (d) provides additional requirements before services on a live model.*

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

Amber May  
Commission Counsel  
Date submitted to agency: July 23, 2020

1    **21 NCAC 14T .0603 IS AMENDED AS PUBLISHED IN 34:18 NCR 1720 AS FOLLOWS:**

2  
3    **21 NCAC 14T .0603       APPRENTICE COSMETOLOGY CURRICULUM**

4    (a) To meet the approval of the Board, an apprentice cosmetologist training course shall begin with infection control  
5    and blood exposure procedures as defined in 21 NCAC 14H .0403 and .0404 and consist of 1200 hours of  
6    instruction in theory and practical application as set forth in this Rule.

7    (b) Theory and practical application subjects shall include:

- 8           (1)     Professional image;
- 9           (2)     Infection control;
- 10          (3)     Bacteriology;
- 11          (4)     Disinfection;
- 12          (5)     First aid;
- 13          (6)     Anatomy;
- 14          (7)     Electricity as it relates to cosmetic art;
- 15          (8)     Chemistry as it relates to cosmetic art;
- 16          (9)     Professional ethics;
- 17          (10)    Draping;
- 18          (11)    Shampooing;
- 19          (12)    Roller sets;
- 20          (13)    Pin curls;
- 21          (14)    Ridge curls with C shaping;
- 22          (15)    Fingerwaves;
- 23          (16)    Braids;
- 24          (17)    Artificial hair;
- 25          (18)    Up-styles;
- 26          (19)    Blowdrying;
- 27          (20)    Brush control;
- 28          (21)    Blowdrying with curling iron;
- 29          (22)    Pressing or thermal;
- 30          (23)    Hair cutting;
- 31          (24)    Partings;
- 32          (25)    Perm wraps;
- 33          (26)    Relaxer sectioning;
- 34          (27)    Color application sectioning;
- 35          (28)    Scalp treatments;
- 36          (29)    Manicures;
- 37          (30)    Pedicures;
- 38          (31)    Artificial nails;

- 1 (32) Styles and techniques of cosmetology services including:
- 2 (A) Arranging;
- 3 (B) Dressing;
- 4 (C) Curling;
- 5 (D) Waving;
- 6 (E) Cutting techniques and implements including razors, clippers, thinning shears, and
- 7 shears;
- 8 (F) Cleansing;
- 9 (G) Cutting;
- 10 (H) Singeing;
- 11 (I) Bleaching, or coloring hair;
- 12 (J) Esthetics;
- 13 (K) Manicuring;
- 14 (L) Business management; and
- 15 (M) Salon business; and;
- 16 (33) Board laws, rules and website.

17 (c) Performances shall be defined as the systematic completion of all steps for safe and effective cosmetic art

18 services to a client. ~~Each school must develop and use performance evaluation plans for each of the Board required~~

19 ~~performances listed in this Paragraph and any service offered in the school. Evaluation plans must include a~~

20 ~~minimum of infection control, tool safety, draping, and safe application.~~ In addition to the requirements set forth in

21 Paragraph (a) of this Rule all students shall be trained on the following performance requirements:

- 22 (1) Infection Control;
- 23 (2) Blood exposure procedure;
- 24 (3) Blow drying;
- 25 (4) Hot iron;
- 26 (5) Styles that apply tension (twists, braiding, locs, or knots);
- 27 (6) Solid form cut;
- 28 (7) Elevated cut;
- 29 (8) Cut with tapered or thinning shears;
- 30 (9) Razor cut;
- 31 (10) Clipper cut;
- 32 (11) Shears over comb cut;
- 33 (12) Clippers over comb cut;
- 34 (13) Virgin darker;
- 35 (14) Virgin lightener;
- 36 (15) Retouch;
- 37 (16) Foil;

- (17) Freehand painting;
- (18) Relaxer virgin;
- (19) Relaxer retouch;
- (20) Curl reforming virgin;
- (21) Curl reforming retouch;
- (22) Permanent waving rod placement rectangle;
- (23) Permanent waving rod placement contour;
- (24) Permanent waving rod placement bricklay-overlap;
- (25) Permanent waving rod placement – spiral;
- (26) Basic manicure;
- (27) Artificial nails;
- (28) Basic facial;
- (29) Waxing including face and body;
- (30) Hair removal with ~~depilatory~~ and tweezers;
- (31) Hair removal with razor; and
- (32) Makeup application.

~~(d) Sharing of performance completions shall not be allowed. Each school must develop and use performance evaluation plans for each of the Board required performances listed in this Paragraph. Evaluation plans must include a minimum of infection control, tool safety, draping, and safe application. Teachers must ensure students follow infection control, tool safety, appropriate draping and safe application of products for all service performances. Students must pass the infection control and blood exposure procedures evaluation plan with a score of 100 percent, received theory and practical instructions and passed each of the evaluations in this Paragraph prior to performing services on a live model:~~

- ~~(1) Blow drying and hot iron;~~
- ~~(2) Hair cut with shears, a razor and clipper.~~
- ~~(3) Color application including virgin and retouch~~
- ~~(4) Relaxer application including virgin and retouch;~~
- ~~(5) Permanent waving;~~
- ~~(6) Basic manicure with pedicure difference;~~
- ~~(7) Basic facial including steam;~~
- ~~(8) Waxing;~~

~~(e) Credit for a performance shall be given to only one student.~~

~~(f)(c)~~ Certification of performance completions shall be required on the graduation form and application for the Board examination. Graduation forms shall include the following:

- (1) Student name and social security number;
- (2) School code;
- (3) Course type completed;



- (4) Date of course completion;  
(5) Number of hours and minutes completed;  
(6) School owner name and signature; and  
(7) School seal.

~~(g)~~ (f) Before a student may perform services on a live model the student must pass both the infection control and blood exposure procedures with a score of 100 percent and have received both theory and practical instruction on the performance to be completed.

*History Note: Authority G.S. 88B-4; 88B-16;  
Eff. January 1, 2012;  
Amended Eff. January 1, 2015; June 1, 2013; September 1, 2012;  
Readopted Eff. January 1, 2016;  
Amended Eff. July 1, 2020; October 1, 2019.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: NC Board of Cosmetic Art Examiners

RULE CITATION: 21 NCAC 14T .0604

**DEADLINE FOR RECEIPT: Friday, August 7, 2020**

**PLEASE NOTE:** *This request may extend to several pages. Please be sure you have reached the end of the document.*

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:

*Just to be clear, only the performances set forth in Paragraph (c) have to be evaluated even though students must be trained on all performances set forth in Paragraph (b)? If so, please just confirm.*

*In (c), remove the underline in "Paragraph" on line 33*

*In (d), please add a comma after "appropriate draping" Also, delete or define "appropriate" I note that "appropriate" isn't used on line 11.*

*In (d), please add a comma after "practical instructions"*

*In (d), in order to provide some introductory language to (d)(1) through (8), please consider saying something like "passed each of the following performance evaluations in this Paragraph prior to performing services on a live model."*

*Please reformat (d)(1) to say "[facial,] facial, including steam."*

*Add "and" at the end of (d)(4).*

*Given the new language in Paragraph (d), do you need Paragraph (f)? As written, these two appear to conflict as (d) provides additional requirements before services on a live model.*

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

Amber May  
Commission Counsel  
Date submitted to agency: July 23, 2020

21 NCAC 14T .0604 IS AMENDED AS PUBLISHED IN 34:18 NCR 1721 WITH CHANGES AS FOLLOWS:

**21 NCAC 14T .0604 ESTHETICS CURRICULUM**

(a) To meet the approval of the Board, an esthetician training course shall begin with infection control and blood exposure procedures as defined in 21 NCAC 14H .0403 and .0404 and consist of at least 600 hours of instruction in theory and practical application as set forth in this Rule.

(b) Theory and practical application subjects shall include:

- (1) Anatomy or physiology;
- (2) Infection control;
- (3) Disinfection;
- (4) First aid;
- (5) Chemistry as it relates to esthetics;
- (6) Draping;
- (7) Facial or body treatment (cleansing, manipulations, masks, and chemical peels);
- (8) Hair removal;
- (9) Basic dermatology;
- (10) Skin care machines, electricity, and apparatus;
- (11) Aromatherapy;
- (12) Nutrition;
- (13) Make-up or color theory;
- (14) Styles and techniques of esthetics services including:
  - (A) Facials;
  - (B) Makeup application;
  - (C) Performing skin care;
  - (D) Hair removal;
  - (E) Eyelash extensions;
  - (F) Applying brow and lash color;
  - (G) Business management; and
  - (H) Professional ethics; and
- (15) Board laws, rules and website.

(c) Performances shall be defined as the systematic completion of all steps for safe and effective cosmetic art services to a client. ~~Each school must develop and use performance evaluation plans for each of the Board required performances listed in this Paragraph. Paragraph and any service offered in the school. Evaluation plans must include a minimum of infection control, tool safety, draping, and safe application.~~ In addition to the requirements set forth in Paragraph (a) of this Rule all students shall be trained on the following performance requirements:

- (1) Infection Control;
- (2) Blood exposure procedure;

- (3) Basic facial;
- (4) Waxing including underarm, lip, eyebrow, leg and bikini;
- (5) Hair removal with depilatory and tweezers;
- (6) Makeup application;
- (7) Facials with machines;
- (8) Exfoliation;
- (9) Facials with LED light;
- (10) Facials with high frequency (direct and indirect); and
- (11) Lash application.

(d) Each school must develop and use performance evaluation plans for each of the Board required performances listed in this Paragraph. Evaluation plans must include a minimum of infection control, tool safety, draping, and safe application. Teachers must ensure students follow infection control, tool safety, appropriate draping and safe application of products for all service performances. Students must pass the infection control and blood exposure procedures evaluation plan with a score of 100 percent, received theory and practical instructions and passed each of the evaluations in this Paragraph prior to performing services on a live model:

- (1) Basic facial [ ] including steam;
- (2) Waxing;
- (3) Lash lift and brow lamination;
- (4) Artificial lashes;
- (5) Lash and brow tint.

~~(d)(e)~~ Certification of performance completions shall be required on the graduation form and Board's application for the examination. Graduation forms shall include the following:

- (1) Student name and social security number;
- (2) School code;
- (3) Course type completed;
- (4) Date of course completion;
- (5) Number of hours and minutes completed;
- (6) School owner name and signature; and
- (7) School seal.

~~(e) Sharing of performance completions shall not be allowed.~~

~~(f) Credit for a performance shall be given to only one student.~~

~~(g)(f)~~ Before a student may perform services on a live model the student must pass both the infection control and blood exposure procedures with a score of 100 percent and have received both theory, mannequin, and practical instruction on the performance to be completed.

1     *History Note:*     *Authority G.S. 88B-2; 88B-4; 88B-16; 88B-17;*  
2                         *Eff. January 1, 2012;*  
3                         *Amended Eff. January 1, 2015; August 1, 2014;*  
4                         *Readopted Eff. January 1, 2016;*  
5                         *Amended Eff. July 1, 2020; October 1, 2019.*  
6

## REQUEST FOR TECHNICAL CHANGE

AGENCY: NC Board of Cosmetic Art Examiners

RULE CITATION: 21 NCAC 14T .0605

**DEADLINE FOR RECEIPT: Friday, August 7, 2020**

**PLEASE NOTE:** *This request may extend to several pages. Please be sure you have reached the end of the document.*

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:

*Just to be clear, only the performances set forth in Paragraph (c) have to be evaluated even though students must be trained on all performances set forth in Paragraph (b)? If so, please just confirm.*

*In (d), please add a comma after "practical instructions"*

*In (d), please add a comma after "appropriate draping" Also, delete or define "appropriate" I note that "appropriate" isn't used on line 3.*

*In (d), in order to provide some introductory language to (d)(1) through (8), please consider saying something like "passed each of the following performance evaluations in this Paragraph prior to performing services on a live model:"*

*Add "and" at the end of (d)(1).*

*Given the new language in Paragraph (d), do you need Paragraph (f)? As written, these two appear to conflict as (d) provides additional requirements before services on a live model.*

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

Amber May  
Commission Counsel  
Date submitted to agency: July 23, 2020

**21 NCAC 14T .0605 IS AMENDED AS PUBLISHED IN 34:18 NCR 1722 AS FOLLOWS:**

**21 NCAC 14T .0605 MANICURING CURRICULUM**

(a) To meet the approval of the Board, a manicurist training course shall begin with infection control and blood exposure procedures as defined in 21 NCAC 14H .0403 and .0404 and consist of at least 300 hours of instruction in theory and practical application as set forth in this Rule.

(b) Theory and practical application subjects shall include:

- (1) Manicuring theory;
- (2) Infection control;
- (3) First aid;
- (4) Trimming;
- (5) Filing;
- (6) Shaping;
- (7) Decorating;
- (8) Arm and hand manipulation;
- (9) Sculptured and artificial nails (application, repair, fill, and removal);
- (10) Pedicuring; and
- (11) Styles and techniques for the care, treatment, and decoration of the following:
  - (A) Fingernails;
  - (B) Toenails;
  - (C) Cuticles;
  - (D) Nail extensions and artificial nails;
  - (E) Electric file;
  - (G) Business management;
  - (H) Professional ethics; and
  - (I) Board laws, regulations and website.

(c) Performances shall be defined as the systematic completion of all steps for safe and effective cosmetic art services to a client. ~~Each school must develop and use performance evaluation plans for each of the Board required performances listed in this Paragraph and any service offered in the school. Evaluation plans must include a minimum of infection control, tool safety, draping, and safe application.~~ In addition to the requirements set forth in Paragraph (a) of this Rule all students shall be trained on the following performance requirements:

- (1) Infection Control;
- (2) Blood exposure procedure;
- (3) Basic manicure;
- (4) Basic pedicure;
- (5) Nail tips;
- (6) Acrylic overlay (application, repair, fill, and removal);
- (7) Sculptured nails (application, repair, fill, and removal); and

(8) Gel overlay (application, repair, fill, and removal).

(d) Each school must develop and use performance evaluation plans for each of the Board required performances listed in this Paragraph. Evaluation plans must include a minimum of infection control, tool safety, draping, and safe application. Teachers must ensure students follow infection control, tool safety, appropriate draping and safe application of products for all service performances. Students must pass the infection control and blood exposure procedures evaluation plan with a score of 100 percent, received theory and practical instructions and passed each of the evaluations in this Paragraph prior to performing services on a live model:

(1) Basic manicure with pedicure difference;

(2) Sculptured nails including application, fill, and removal.

~~(d)(e)~~ Certification of performance completions shall be required on the graduation form and Board's application for the examination. Graduation forms shall include the following:

(1) Student name and social security number;

(2) School code;

(3) Course type completed;

(4) Date of course completion;

(5) Number of hours and minutes completed;

(6) School owner name and signature; and

(7) School seal.

~~(e) Sharing of performance completions shall not be allowed.~~

~~(f) Credit for a performance shall be given to only one student.~~

~~(g)(f)~~ Before a student may perform services on a live model the student must pass both the infection control and blood exposure procedures with a score of 100 percent and have received both theory, mannequin, and practical instruction on the performance to be completed.

*History Note: Authority G.S. 88B-2; 88B-4; 88B-16; 88B-17;*

*Eff. January 1, 2012;*

*Amended Eff. January 1, 2015; August 1, 2014;*

*Readopted Eff. January 1, 2016;*

*Amended Eff. July 1, 2020; October 1, 2019.*



## REQUEST FOR TECHNICAL CHANGE

AGENCY: NC Board of Cosmetic Art Examiners

RULE CITATION: 21 NCAC 14T .0606

**DEADLINE FOR RECEIPT: Friday, August 7, 2020**

**PLEASE NOTE:** *This request may extend to several pages. Please be sure you have reached the end of the document.*

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 (c), did you intend to delete lines 24-26? This language has been deleted in the companion rules.*

*Just to be clear, only the performances set forth in Paragraph (c) have to be evaluated even though students must be trained on all performances set forth in Paragraph (b)? If so, please just confirm.*

*In (d), please add a comma after "practical instructions"*

*In (d), please add a comma after "appropriate draping" Also, delete or define "appropriate" I note that "appropriate" isn't used on line 3.*

*In (d), in order to provide some introductory language to (d)(1) through (8), please consider saying something like "passed each of the following performance evaluations ~~in this Paragraph~~ prior to performing services on a live model."*

*Add "and" at the end of (d)(1).*

*Given the new language in Paragraph (d), do you need Paragraph (f)? As written, these two appear to conflict as (d) provides additional requirements before services on a live model.*

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

Amber May  
Commission Counsel  
Date submitted to agency: July 23, 2020

1 **21 NCAC 14T .0606 IS AMENDED AS PUBLISHED IN 34:18 NCR 1722 AS FOLLOWS:**

2 **21 NCAC 14T .0606 NATURAL HAIR CARE CURRICULUM**

3 (a) To meet the approval of the Board, a natural hair care styling training course shall begin with infection control  
4 and blood exposure procedures as defined in 21 NCAC 14H .0403 and .0404 and consist of 300 hours of instruction  
5 in theory and practical application as set forth in this Rule.

6 (b) Theory and practical application subjects shall include:

- 7 (1) Infection control;
- 8 (2) Bacteriology;
- 9 (3) Board laws, regulations, website, and licensure scope of practice.
- 10 (4) First aid;
- 11 (5) Shampooing;
- 12 (6) Draping;
- 13 (7) Anatomy;
- 14 (8) Disorders of the hair and scalp;
- 15 (9) Client consultation;
- 16 (10) Twisting;
- 17 (11) Wrapping;
- 18 (12) Extending;
- 19 (13) Locking;
- 20 (14) Blowdry and thermal iron;
- 21 (15) Business management; and
- 22 (16) Professional ethics.

23 (c) Performances shall be defined as the systematic completion of all steps for safe and effective cosmetic art  
24 services to a client. Each school must develop and use performance evaluation plans for each of the Board required  
25 performances listed in this Paragraph and any service offered in the school. Evaluation plans must include a  
26 minimum of infection control, tool safety, draping, and safe application. In addition to the requirements set forth in  
27 Paragraph (a) of this Rule all students shall be trained on the following performance requirements:

- 28 (1) Infection Control;
- 29 (2) Blood exposure procedure;
- 30 (3) Twists;
- 31 (4) Knots;
- 32 (5) Locs;
- 33 (6) 2 strand overlap;
- 34 (7) 3 strand overbraid;
- 35 (8) 3 strand underbraid;
- 36 (9) On the scalp 3 strand braid;
- 37 (10) Track and sew weft; and

1 (11) Adding hair extensions.

2 (d) Each school must develop and use performance evaluation plans for each of the Board required performances  
3 listed in this Paragraph. Evaluation plans must include a minimum of infection control, tool safety, draping, and  
4 safe application. Teachers must ensure students follow infection control, tool safety, appropriate draping and safe  
5 application of products for all service performances. Students must pass the infection control and blood exposure  
6 procedures evaluation plan with a score of 100 percent, received theory and practical instructions and passed each of  
7 the evaluations in this Paragraph prior to performing services on a live model:

8 (1) Trach and sew weft;

9 (2) Three strand overbraid and underbraid.

10 ~~(d)(e)~~ Certification of performance completions shall be required on the graduation form and Board's application  
11 for the examination. Graduation forms shall include the following:

12 (1) Student name and social security number;

13 (2) School code;

14 (3) Course type completed;

15 (4) Date of course completion;

16 (5) Number of hours and minutes completed;

17 (6) School owner name and signature; and

18 (7) School seal.

19  
20 ~~(e) Sharing of performance completions shall not be allowed.~~

21 ~~(f) Credit for a performance shall be given to only one student.~~

22 ~~(g) A performance shall consist of 10 or more lengths of hair.~~

23 ~~(h)~~ (f) Before a student may perform services on a live model the student must pass both the infection control and  
24 blood exposure procedures with a score of 100 percent and have received both theory, mannequin, and practical  
25 instruction on the performance to be completed.

26  
27 *History Note: Authority G.S. 88B-2; 88B-4; 88B-16;*

28 *Eff. January 1, 2012;*

29 *Amended Eff. January 1, 2015; August 1, 2014; June 1, 2013;*

30 *Readopted Eff. January 1, 2016;*

31 *Amended Eff. July 1, 2020; October 1, 2019.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: NC Board of Cosmetic Art Examiners

RULE CITATION: 21 NCAC 14T .0615

**DEADLINE FOR RECEIPT: Friday, August 7, 2020**

**PLEASE NOTE:** *This request may extend to several pages. Please be sure you have reached the end of the document.*

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 (a), please double check the capitalization. Specifically, "Schools" in (a)(4), "houses" in (a)(6), "School" in (a)(7), "Homes/Nursing Homes" in (a)(9), and "Homes" in (a)(11).*

*In (a)(7), is this the school in which they are enrolled or could this be career days at other schools?*

*In (a)(9), please change the "/" to either "and" or "or"*

*In (d), what kind of interviews? Are these interviews with licensees? Interviews for employment?*

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

Amber May  
Commission Counsel  
Date submitted to agency: July 23, 2020

