

21 NCAC 29 .0404 FEES is amended with changes as published in 33:02 NCR 105-107  
as follows:

21 NCAC 29 .0404 FEES

The license issuance fee shall be ~~one~~two hundred dollars ~~(\$100.00)-(\$200.00)~~. The license issuance fee shall accompany the application for licensure. In the event the applicant is denied licensure, the fee shall be refunded. Replacement licenses ~~[are]~~ shall be available upon written request and the fee for issuance of a replacement license shall be ten dollars (\$10.00).

*History Note:* Authority G.S. 74F-6; 74F-7; 74F-9; 74F-10  
Temporary Adoption Eff. October 17, 2002;  
Eff. August 1, 2004;  
Readopted Eff. June 1, 2017-2017;  
Amended Eff. January 1, 2019.

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**21 NCAC 29 .0502 FAIR BUSINESS PRACTICES is amended with changes as published in 33:02 NCR 105-107 as follows:**

**21 NCAC 29 .0502 FAIR BUSINESS PRACTICES**

(a) Locksmiths shall conduct all business in compliance with all applicable local, State, and federal laws.

(b) Locksmiths shall analyze security problems and advance the best practicable solution for the protection of the client.

(c) Locksmiths shall refrain from associating themselves with or allowing the use of their name (personal or professional) by any enterprise that in any way supports fraud or misrepresentation.

(d) Locksmiths shall not misrepresent the features of any product or service they offer. Examples include the following:

(1) Representing to a client that non-restricted or widely available keys (whether stamped "Do Not Duplicate" or not) provide any measure of assurance against unauthorized duplication; or

(2) Selling a used product as new.

(e) Locksmiths shall avoid using any improper means of soliciting business. Examples of prohibited practices include:

(1) Affixing stickers to permanent fixtures such as doors or door frames or in any way defacing the property of any person without his or her express written consent.

(2) Installing stickers or any other promotions in such fashion that they falsely represent that the locksmith or company has previously serviced the hardware in that location.

(3) Installing or supplying hardware that curtails the customer's ability to choose a different company or technician for product support or service, unless the locksmith obtains the customer's express written consent.

(4) Modifying the customer's hardware in any fashion that will curtail the customer's ability to choose a different company or technician for later product support or service or cause him or her to incur additional expense by doing so, unless the locksmith obtains the customer's express written consent.

(5) Direct solicitation in violation of a non-compete agreement, such as an employee offering competing bids to customers of his or her employer.

(6) Using a name in advertising that is similar enough to a competitor's name to cause confusion among consumers.

(f) Locksmiths shall register with the Board the business name(s) ~~which~~ that they utilize to engage in locksmith services. All advertising for locksmith services and documents related to locksmith services in North Carolina shall be in the registered name(s) of the licensed ~~Locksmith.~~ locksmith.

*History Note: Authority G.S. 74F-6;*

*Temporary Adoption Eff. August 13, 2002;*

1                   *Eff. August 1, 2004;*  
2                   *Readopted Eff. June 1, ~~2017, 2017;~~*  
3                   *Amended Eff. January 1, 2019.*  
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6           4474496

**21 NCAC 29 .0701 APPLICATION FORM is amended with changes as published in  
33:02 NCR 105-107 as follows:**

**SECTION .0700 – LICENSE RENEWAL REQUIREMENTS**

**21 NCAC 29 .0701 APPLICATION FORM**

All applications for license renewal shall be submitted on the form provided by the Board for this purpose and shall be accompanied by the following ~~required~~ items:

- (1) two frontal photos of the applicant's face, taken within the preceding three months of submission of the application, size one inch by one inch;
- (2) consent to the performance of a nationwide criminal history check to be performed by the Department of Public Safety; Board staff; criminal history report, certified by the law enforcement agency or clerk of court in the applicant's county of residence;
- ~~(3)~~ a criminal history report, certified by the law enforcement agency or clerk of court in the applicant's county of employment, if different from the county of residence;
- ~~(4)~~(3) complete and truthful explanations of affirmative responses to questions on the application regarding employment history, criminal ~~history~~history, and military service, if applicable;
- ~~(5)~~(4) payment in full of all applicable fees, by credit card, check, check or money order;
- ~~(6)~~(5) a copy of the applicant's military discharge document (DD-214 or equivalent) if the applicant has actively served in the military since applying for his or her previously granted license; and
- ~~(7)~~(6) a log, in a format specified by the Board, of ~~Continuing Education~~continuing education hours earned during the previous license period, including the sponsor of the program or course, the name of the instructor or lecturer, the date, the number of ~~hours~~hours, and a ~~brief~~ description of the subject matter included in the course or program.

*History Note: Authority G.S. 74F-6; 74F-10;*

*Eff. February, 1, 2005;*

*Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016-2016;*

*Amended Eff. January 1, 2019.*

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1    **21 NCAC 29 .0802            REQUIREMENTS is amended as published in 33:02**

2    **NCR 105-107 as follows:**

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4    **21 NCAC 29 .0802            REQUIREMENTS**

5    (a) Every licensee shall obtain ~~24~~16 contact hours of continuing education during each 3-year renewal cycle,  
6    except:

7            (1)        Persons exempted from eight contact hours in Rule .0805 of this Section; and

8            (2)        Persons who:

9                    (A)        are at least 62 years of age;

10                  (B)        have at least 15 years of experience as locksmiths;

11                  (C)        have been North Carolina licensed locksmiths for at least nine years; and

12                  (D)        are not subject to an investigation by the Board.

13    (b) The contact hours of continuing education shall be in technical and professional subjects related to the practice  
14    of locksmithing.

15    (c) Licensees shall not carry forward any contact hours of continuing education into the subsequent renewal period.

16    (d) Licensees shall verify completion of the contact hours of continuing education for the previous license period on  
17    their application for license renewal.

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19    *History Note:*        *Authority G.S. 74F-6;*

20                            *Eff. February 1, 2005;*

21                            *Amended Eff. April 1, 2012;*

22                            *Readopted Eff. June 1, ~~2017~~2017;*

23                            *Amended Eff. January 1, 2019.*

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