

**North Carolina State
Board of Cosmetic Art Examiners**



REQUEST FOR WAIVER OF RRC RULE

Agency Requesting Waiver:

In the event that the Rules Review Commission follows the staff recommendation and objects to 21 NCAC 14T .0302, the NC State Board of Cosmetic Art Examiners respectfully requests that it be allowed a waiver of 26 NCAC 05 .0108(a) and that the rewritten rule be considered at the Commission's December meeting.

Person Requesting Waiver:

Lynda Elliott, Executive Director for NC State Board of Cosmetic Art Examiners.

Date:

Submitted on December 10, 2015 for the December 17, 2015 RRC Meeting

List and explain the appropriate factors affecting your request and why the waiver should be granted:

The amendments to rule 21 NCAC 14T .0302 were intended to coordinate with other changes, also being reviewed at this meeting, made elsewhere in the chapter that address the instructional layout of cosmetic art schools.

Recently, the Board received excellent feedback from schools that are developing innovative instructional methods based on electronic textbooks and assignment systems that allow students to progress through course material at their own pace. Once a student has successfully completed a theory lesson and passed testing the school's system will automatically begin assigning related practical activities. Upon review of the Board's rules it was clear the un-amended wording restricted students to completing 300 hours of beginning theory study prior to the assignment of live model practical performances.

Recognizing that the rules were prohibiting the schools from implementing the new teaching methodology, the Board initiated several amendments. The specific changes that needed to be addressed are to remove the terminology of the "beginner" and "advanced" departments. This change needs to be reflected in the entire chapter, for the sake of clarity and consistency.

The specific changes to 21 NCAC 14T .0302 include the "beginner/advanced" issue but also seek to reduce some costly physical requirements specifically for new schools which are required to purchase and install sinks, dryers and provide equipment such as cold wave rods.

The objection to this rule was based on an increase of the number of additional stations required per the student count but we have removed this request and seek to leave the number of stations at five.

To my knowledge we have not had a waiver request in the past. I greatly appreciate your consideration of our waiver request. Should it be denied we will of course follow the refiling procedures so that we can seek rules review commission approval based on the original filing. I am available by phone and email and will be in attendance at the December meeting. I am happy to answer any questions that may arise.

Respectfully submitted,

A handwritten signature in cursive script that reads "Lynda Elliott".

Lynda Elliott, Executive Director

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