

21 NCAC 06F .0102 is amended as published in 32:06 NCR 606 as follows:

21 NCAC 06F .0102 MANAGER

(a) Each barber school shall designate one of the instructors required by G.S. 86A-22(2) as the school manager.

(b) The barber school manager is responsible for the school's compliance with G.S. 86A-15 and the rules in this Subchapter, whether present on the school premises or not.

~~(c) A barber school manager shall not manage a barber shop or another barber school.~~

History Note: Authority G.S. 86A-15; 86A-22;

Eff. February 1, 1976;

Readopted Eff. February 8, 1978;

Amended Eff. April 1, 2010; May 1, 1989; March 1, 1983;

Readopted Eff. July 1, ~~2016-2016~~;

Amended Eff. January 1, 2018.

21 NCAC 06L .0116 is amended as published in 32:06 NCR 606 as follows:

21 NCAC 06L .0116 BARBER SHOP MANAGERS

(a) All barber shop managers shall verify that any licensee employed in the barber shop is the person whose name appears on the license or permit prior to allowing the licensee to perform barbering services in the shop. This verification shall be based on government issued identification.

~~(b) A barber shop manager shall not manage another barber shop or a barber school.~~

~~(c)~~(b) The shop manager is responsible for the sanitary condition, as defined in 21 NCAC 06P .0103(10), of the entire shop.

~~(d)~~(c) The barber shop manager is accountable for activities at the shop whether present on the premises or not.

History Note: Authority G.S. 86A-15; 86A-22;

Eff. June 1, 2008;

Amended Eff. April 1, 2010;

Readopted Eff. July 1, ~~2016~~-2016;

Amended Eff. January 1, 2018.

REQUEST FOR TECHNICAL CHANGE

AGENCY: Barber Board

RULE CITATION: 21 NCAC 06N .0101

DEADLINE FOR RECEIPT: Friday, December 8, 2017

NOTE WELL: *This request when viewed on computer extends 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 Paragraph (d), Page 2, line 6, what is "timely"? Is it renewing by the deadline set in statutes G.S. 86A-13 and 17?

On lines 6-7, given that you set forth the cross-reference for the website in (c), could you replace "at the website listed in 21 NCAC 06A .0102" with "the Board's website"?

In (e), line 8, consider replacing "are" with "shall be"

In (f), line 11, just so I'm clear – can the waiver be requested more than once?

In (f)(2), line 14, should "barber" be replaced with "individual" or will the use of the term "barber" be sufficient to differentiate between the barber classes and the instructor?

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: November 22, 2017

21 NCAC 06N .0101 is amended as published in 32:05 NCR 451 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) In the event the Board's authority to expend funds is suspended pursuant to G.S. 93B-2, the Board shall continue
2 to issue and renew licenses and all fees tendered shall be placed in the escrow account maintained by the Board for
3 this purpose.

4 (c) The forms set forth in this Subchapter may be obtained on the website or at the address listed in 21 NCAC 06A
5 .0102.

6 (d) All timely renewals of licenses, permits, or certificates of registration shall be submitted online at the website
7 listed in 21 NCAC 06A .0102, along with any fees required by this Rule.

8 (e) Barber school permits are exempt from the online renewal requirement in Paragraph (d) of this Rule.

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

- 13 (1) For registered barbers, apprentice barbers, or barber instructors, a notarized statement from the
14 holder of the license, permit, or certificate of registration that the barber is not able to renew online;
15 or
16 (2) For barber shops, a notarized statement from the manager or owner that neither the manager nor
17 owner are able to renew online.

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

20 *Eff. February 1, 1976;*

21 *Readopted Eff. February 8, 1978;*

22 *Amended Eff. April 1, 2010; September 1, 2009; June 1, 2008; April 1, 2005; May 1, 1989; March*
23 *1, 1983;*

24 *Readopted Eff. July 1, 2016;*

25 *Amended Eff. January 1, 2018; April 1, 2017.*