REQUEST FOR TECHNICAL CHANGE

AGENCY: Cosmetic Art Examiners

RULE CITATION: All Rules

DEADLINE FOR RECEIPT: February 11, 2013

***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 this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made:

 Add "as published" in your introductory statement.

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

Of course, this will also require conforming changes to the attached copies of the rule. Please check to see that this paperwork is in order and is returned along with the revised rule.

REQUEST FOR TECHNICAL CHANGE

AGENCY: Cosmetic Art Examiners

RULE CITATION: 21 NCAC 14H .0401

DEADLINE FOR RECEIPT: February 11, 2013

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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 this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made:

 Please clarify to whom this rule applies. 21 NCAC 14H .0201 states that "Rules in this Subchapter apply to all cosmetic art shops making initial applications to operate a cosmetic art shops after the effective date of these Rules". Please clarify if this rule applies to students in shops or to students in schools, or to both.

 In (c)(2), delete "but not limited to".

 Begin (c)(6) with "A". Change each "the" to "a".

 In (d)(7), delete "or".

 End (d)(8) with a semicolon and "or".

 In (d)(9), add "a" before "member".

 Add "88B-24" to your history note.

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

Of course, this will also require conforming changes to the attached copies of the rule. Please check to see that this paperwork is in order and is returned along with the revised rule.

REQUEST FOR TECHNICAL CHANGE

AGENCY: Cosmetic Art Examiners

RULE CITATION: 21 NCAC 14H .0402

DEADLINE FOR RECEIPT: February 11, 2013

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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 this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made:

 Please clarify to whom this rule applies. Based on the title and language in the rule, it appears to apply to others than those mentioned in 21 NCAC 14H .0201(a).

 Begin (a) with "A". Define "facility" unless it is otherwise defined in applicable rules.

 Add "from the prohibition in this Paragraph" to the end of (e).

 Add "88B-24" to your history note.

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

Of course, this will also require conforming changes to the attached copies of the rule. Please check to see that this paperwork is in order and is returned along with the revised rule.

REQUEST FOR TECHNICAL CHANGE

AGENCY: Cosmetic Art Examiners

RULE CITATION: 21 NCAC 14R .0105

DEADLINE FOR RECEIPT: February 11, 2013

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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 this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made:

 Since there is no scope provision associated with the Subchapter, tell to what type licensee this rule applies.

 In (a), change "his/her" to "his or her". Change the last "of" to "at".

 In (b), add "the" before "subject". Add "in a course" after "matter" or whatever you mean. Add "he or she is" before "licensed".

 In (c), change "instructor" to "teacher" to be consistent with the statutory language. Clarify that this Paragraph applies to a teacher seeking to obtain his own continuing education credit as opposed to a teacher providing continuing education. Add "the" before "subject" and "in a course" after "matter".

 Write the first sentence in (e) in active voice telling who may conduct audits. End the second sentence with "pursuant to Subparagraph (j)(3) of this Rule."

 In (f), since there is now only one rule is this Subchapter, change "the rules in this Subchapter" to "this Rule." Change "may" to "shall" or set out factors the Board will use in making its decisions. Add "willfully" before "fails". Arguably you do not need this Paragraph since it basically repeats G.S. 88-24(8).

 In (h), add "license" before "renewal".

 In (i), add "the" before "eight". Change "requirements" to "requirement".

 In (j)(3), change "general statute" to "G.S. 88B-21". Move the "1)" to before the first "false."

 In (k), add "a" before "civil".

 In (l), add "a" before "civil".

 In (m), change "can" to "may".

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

Of course, this will also require conforming changes to the attached copies of the rule. Please check to see that this paperwork is in order and is returned along with the revised rule.