

REQUEST FOR TECHNICAL CHANGE

AGENCY: Board of Barber Examiners

RULE CITATION: 21 NCAC 06N .0102

DEADLINE FOR RECEIPT: Wednesday, September 9, 2020

NOTE: 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 the History Note, line 16, please strike the citation to G.S. 150B-11.

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: August 25, 2020

1 21 NCAC 06N .0102 is amended as published in 34:22 NCR 2104 as follows:

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3 **21 NCAC 06N .0102 FORM BAR-1**

4 (a) The Form BAR-1 shall be filed when one applies to open or manage a new barber shop. It requests the following:

- 5 (1) the name and address of the shop;
- 6 (2) the name, address, and certificate number of the manager;
- 7 (3) the name and address of the shop owner;
- 8 (4) the physical dimensions of the shop;
- 9 (5) for a new or renovated shop, a copy of the certificate of occupancy;
- 10 (6) the shop business hours;
- 11 (7) the type of fixtures installed; and
- 12 (8) the date the shop will be ready for inspection.

13 (b) The fee required by Rule .0101(a)(19) of this Section shall accompany this form.

14 (c) The Form BAR-1 shall ~~be notarized.~~ include the applicant's attestation that the information in the form is correct.

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16 *History Note: Authority G.S. 86A-1; 86A-13; 86A-15; 86A-25; 150B-11;*

17 *Eff. February 1, 1976;*

18 *Readopted Eff. February 8, 1978;*

19 *Amended Eff. March 1, 1983;*

20 *Legislative Objection Lodged Eff. March 7, 1983;*

21 *Curative Amended Eff. April 6, 1983;*

22 *Amended Eff. May 1, 1989;*

23 *Readopted Eff. July 1, ~~2016.~~ 2016.*

24 *Amended Eff. October 1, 2020.*

1 21 NCAC 06N .0104 is amended as published in 34:22 NCR 2104 as follows:

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3 **21 NCAC 06N .0104 FORM BAR-3**

4 (a) The Form BAR-3 shall be filed for permission to enroll in barber school. It requires the following:

5 (1) the name, address, social security number, and birth date of the applicant;

6 (2) the applicant's prior barber school attendance, if any;

7 (3) the name of the school enrolled;

8 (4) the date of enrollment; and

9 (5) ~~the signature of the school manager.~~ manager's attestation that the information in the form is correct.

10 (b) The fee in 21 NCAC 06N .0101(a)(12) shall accompany this form.

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12 *History Note: Authority G.S. 86A-18; 86A-22; 86A-25; 93B-14;*

13 *Eff. February 1, 1976;*

14 *Readopted Eff. February 8, 1978;*

15 *Amended Eff. March 1, 1983;*

16 *Legislative Objection Lodged Eff. March 7, 1983;*

17 *Curative Amended Eff. April 6, 1983;*

18 *Amended Eff. September 1, 2013; May 1, 1989;*

19 *Readopted Eff. October 1, ~~2016.~~ 2016.*

20 *Amended Eff. October 1, 2020.*

1 21 NCAC 06N .0105 is amended as published in 34:22 NCR 2104 as follows:

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3 **21 NCAC 06N .0105 FORM BAR-4**

4 (a) The Form BAR-4 shall be filed by one applying to take the examination to receive a registered apprentice
5 certificate. It requires the following:

- 6 (1) the name, address, social security number, and birthdate of the applicant;
- 7 (2) the name of any barber school attended and the date of enrollment and graduation; and
- 8 (3) the place of proposed employment as an apprentice barber.

9 ~~(b) The course training certification shall be filled in by the manager of the barber school the applicant last attended.~~

10 ~~(e)(b)~~ The fee in Rule .0101(a)(5) of this Section shall be submitted with the application.

11 ~~(d)(c)~~ The Form BAR-4 shall ~~be notarized.~~ include the applicant's attestation that the information in the form is
12 correct.

13

14 *History Note: Authority G.S. 86A-1; 86A-10; 86A-24; 86A-25; 93B-14;*

15 *Eff. February 1, 1976;*

16 *Readopted Eff. February 8, 1978;*

17 *Amended Eff. March 1, 1983;*

18 *Legislative Objection Lodged Eff. March 7, 1983;*

19 *Curative Amended Eff. April 6, 1983;*

20 *Amended Eff. September 1, 2013; May 1, 1989;*

21 *Readopted Eff. July 1, 2016;*

22 *Amended Eff. October 1, 2020; January 1, 2017.*

1 21 NCAC 06N .0106 is amended as published in 34:22 NCR 2104 as follows:

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3 **21 NCAC 06N .0106 FORM BAR-5**

4 (a) The Form BAR-5 shall be filed by one applying to take the examination to receive a registered barber certificate.

5 It requires the following:

6 (1) the name, address, social security number, and birthdate of the applicant;

7 (2) barber school training; and

8 (3) the length of barbering experience.

9 (b) The Form BAR-5 shall ~~be notarized.~~ include the applicant's attestation that the information in the form is correct.

10 (c) The fee in 21 NCAC 06N .0101(a)(4) shall accompany this form.

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12 *History Note: Authority G.S. 86A-1; 86A-3; 86A-10; 86A-25; 93B-14;*

13 *Eff. February 1, 1976;*

14 *Readopted Eff. February 8, 1978;*

15 *Amended Eff. March 1, 1983;*

16 *Legislative Objection Lodged Eff. March 7, 1983;*

17 *Curative Amended Eff. April 6, 1983;*

18 *Amended Eff. September 1, 2013; May 1, 1989;*

19 *Readopted Eff. October 1, ~~2016.~~ 2016.*

20 *Amended Eff. October 1, 2020.*

1 21 NCAC 06N .0107 is amended as published in 34:22 NCR 2104 as follows:

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3 **21 NCAC 06N .0107 FORM BAR-6**

4 (a) The Form BAR-6 shall be filed by one applying to take an examination as a barber school instructor. It requires
5 the following:

6 (1) the name, address, social security number, and birthdate of the applicant;

7 (2) the current registered certificate number;

8 (3) the name of barber school attended; and

9 (4) the proposed place of employment, if any.

10 (b) The fee in Rule .0101(a)(11) of this Section shall accompany this form.

11 (c) The Form BAR-6 shall include the applicant's attestation that the information in the form is correct.

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13 *History Note: Authority G.S. 86A-23; 86A-25; 93B-14;*

14 *Eff. February 1, 1976;*

15 *Readopted Eff. February 8, 1978;*

16 *Amended Eff. March 1, 1983;*

17 *Legislative Objection Lodged Eff. March 7, 1983;*

18 *Curative Amended Eff. April 6, 1983;*

19 *Amended Eff. May 1, 1989;*

20 *Readopted Eff. July 1, ~~2016~~ 2016;*

21 *Amended Eff. October 1, 2020.*

1 21 NCAC 06N .0109 is amended as published in 34:22 NCR 2104 as follows:

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3 **21 NCAC 06N .0109 FORM BAR-8**

4 (a) The Form BAR-8 shall be filed by one who has practiced as a barber in a state other than North Carolina for three
5 years or more and is applying to obtain a certificate as a registered barber in North Carolina. It requires the following:

6 (1) the name, address, social security number, and birthdate of the applicant;

7 (2) the name and address of any barber school attended in another state; and

8 (3) barbering experience and the status of each barber license in another state.

9 (b) The fee in Rule .0101(a)(21) of this Section shall accompany this form.

10 (c) The Form BAR-8 shall ~~be notarized.~~ include the applicant's attestation that the information in the form is correct.

11 (d) The Form BAR-8 shall be accompanied by verification from the applicant's out-of-state agency of the applicant's
12 licensure in that state.

13

14 *History Note: Authority G.S. 86A-1; 86A-12; 86A-25;*

15 *Eff. March 1, 1983;*

16 *Legislative Objection Lodged Eff. March 7, 1983;*

17 *Curative Eff. April 6, 1983;*

18 *Amended Eff. September 1, 2013; May 1, 1989;*

19 *Readopted Eff. July 1, 2016;*

20 *Amended Eff. October 1, 2020; January 1, 2017.*

1 21 NCAC 06N .0110 is amended as published in 34:22 NCR 2104 as follows:

2

3 **21 NCAC 06N .0110 FORM BAR-9**

4 (a) The Form BAR-9 shall be filed when one applies to open a new barber school. It requires the following:

5 (1) the date the barber school will be ready for the Board inspection;

6 (2) the name and address of the barber school;

7 (3) the name and address of the owner;

8 (4) the name and address of the manager;

9 (5) the names, instructor certificate numbers, and address of the instructors;

10 (6) the physical dimensions of the barber school;

11 (7) the number of barber chairs, tool cabinets, towel cabinets, and lavatories; and

12 (8) a copy of the bond or alternative to a bond required by G.S. 86A-22(7)(a) or a request for waiver
13 under G.S. 86A-22(7)(c).

14 (b) The Form BAR-9 shall ~~be notarized.~~ include the applicant's attestation that the information in the form is correct.

15 (c) The Form BAR-9 shall be accompanied by the fee in 21 NCAC 06N .0101(a)(20).

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17 *History Note: Authority G.S. 86A-1; 86A-22;*

18 *Eff. March 1, 1983;*

19 *Amended Eff. May 1, 1989;*

20 *Readopted Eff. August 1, ~~2016~~ 2016;*

21 *Amended Eff. October 1, 2020.*

1 21 NCAC 06N .0112 is amended as published in 34:22 NCR 2104 as follows:

2

3 **21 NCAC 06N .0112 FORM BAR-11**

4 (a) The Form BAR-11 shall be filed by an individual who has military training and expertise and who wants to apply
5 to become a registered barber pursuant to 21 NCAC 06K .0112. It requires the following:

- 6 (1) the name, address, social security number, and birthdate of the applicant; and
7 (2) copies of the military service records showing the applicant's military certification and experience
8 in barbering.

9 (b) The applicant shall submit with the Form BAR-11 a certification letter from the applicant's out-of-state agency of
10 the applicant's licensure if the conditions set forth in 21 NCAC 06K .0112(b) apply.

11 (c) The Form BAR-11 shall ~~be notarized.~~ include the applicant's attestation that the information in the form is correct.

12

13 *History Note: Authority G.S. 86A-1; 86A-12; 93B-14; 93B-15.1;*

14 *Eff. May 1, 1989;*

15 *Amended Eff. September 1, 2013;*

16 *Readopted Eff. July 1, 2016;*

17 *Amended Eff. October 1, 2020; April 1, 2017.*

REQUEST FOR TECHNICAL CHANGE

AGENCY: Board of Barber Examiners

RULE CITATION: 21 NCAC 06N .0113

DEADLINE FOR RECEIPT: Wednesday, September 9, 2020

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:

So that I'm clear – in (a), line 4, this doesn't apply to someone submitting the application (such as in Rule 06N .0112), but to someone who has already practiced? Is this the intent?

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: August 25, 2020

1 21 NCAC 06N .0113 is amended as published in 34:22 NCR 2104 as follows:

2

3 **21 NCAC 06N .0113 FORM BAR-12**

4 (a) The Form BAR-12 shall be filed by an individual who has practiced as a barber pursuant to Rule 21 NCAC 06K
5 .0113. It requires the following:

- 6 (1) the name, address, social security number, and birthdate of the applicant; and
7 (2) copies of the military service records showing that the applicant's spouse is serving in the military,
8 along with evidence of the marriage, such as a copy of the marriage license.

9 (b) The applicant shall submit with the Form BAR-12 a certification letter from the applicant's out-of-state agency of
10 the applicant's licensure.

11 (c) The Form BAR-12 shall ~~be notarized.~~ include the applicant's attestation that the information in the form is correct.

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13 *History Note: Authority G.S. 86A-1; 86A-25; 93B-14; 93B-15.1;*

14 *Eff. April 1, 2017. 2017;*

15 *Amended Eff. October 1, 2020.*