



NORTH CAROLINA BOARD OF BARBER AND ELECTROLYSIS EXAMINERS

Memo

TO: Board members

FROM: Dennis Seavers

DATE: June 11, 2026

SUBJECT: Rulemaking related to license disciplinary policy

At its May 19, 2026 meeting, the board adopted a license disciplinary policy to address the problem of individuals and businesses disregarding laws due to inadequate enforcement mechanisms. As part of its policy discussion, the board indicated that certain civil penalties should be higher. Attached is a package of rules to implement that policy change.

The attached rules would eliminate a tiered approach (that is, levels of fines based on whether an offense was the first, second, or third) and instead levy the highest civil penalty allowed by law. In addition, one rule would establish the maximum civil penalties allowed by law for the unlicensed practice of electrolysis or laser, light-source, or pulsed-light treatments.

If the board proposes these rules, they would be published in the *North Carolina Register*, at which point a 60-day comment period would begin. Following the end of the comment period, the board would review comments and could adopt, modify, or reject the rules.

21 NCAC 06O .0101 is proposed for amendment as follows:

SUBCHAPTER 06O – CIVIL PENALTY

21 NCAC 06O .0101 SCHEDULE OF PENALTIES

The rules in this Subchapter establish the schedule of civil penalties required by ~~G.S. 86A-27(e)~~, G.S. 86B-10(c). The amounts stated are the presumptive amounts that may be modified in accordance with ~~G.S. 86A-27(b)~~, G.S. 86B-10(b).

*History Note: Authority ~~G.S. 86A-5(a)(6); 86A-27; G.S. 86B-2; 86B-10~~;
Eff. April 1, 2005;
Readopted Eff. July 1, ~~2016~~; 2016;
Amended Eff. November 1, 2026.*

21 NCAC 06O .0102 is proposed for amendment as follows:

21 NCAC 06O .0102 LICENSING OF BARBER SHOPS

(a) The presumptive civil penalty for operating a barber shop without first filing an application for a barber shop license, obtaining an inspection, and obtaining a shop ~~permit~~: permit shall be five hundred dollars (\$500.00).

(1) ~~1st offense~~ ~~\$200.00~~

(2) ~~2nd offense~~ ~~\$300.00~~

(3) ~~3rd offense~~ ~~\$500.00~~

(b) The presumptive civil penalty for operating a barber shop with an expired ~~permit~~: permit shall be five hundred dollars (\$500.00).

(1) ~~1st offense~~ ~~\$150.00~~

(2) ~~2nd offense~~ ~~\$300.00~~

(3) ~~3rd offense~~ ~~\$500.00~~

History Note: Authority ~~G.S. 86A-1; 86A-5(a)(6); 86A-27; G.S. 86B-2; 86B-10; 86B-21~~

Eff. April 1, 2005;

Readopted Eff. July 1, 2016;

Temporary Amendment Eff. May 2, 2023;

Temporary Amendment Exp. Eff. February 9, ~~2024~~. 2024;

Amended Eff. November 1, 2026.

21 NCAC 06O .0103 is proposed for amendment as follows:

21 NCAC 06O .0103 LICENSING OF BARBER SCHOOLS

(a) The presumptive civil penalty for operating a barber school without first filing an application for a barber school license, obtaining an inspection, and obtaining a school ~~permit~~: permit shall by five hundred dollars (\$500.00).

(1) ~~1st offense~~ ~~\$200.00~~

(2) ~~2nd offense~~ ~~\$300.00~~

(3) ~~3rd offense~~ ~~\$500.00~~

(b) The presumptive civil penalty for operating a barber school with an expired ~~permit~~: permit shall by five hundred dollars (\$500.00).

(1) ~~1st offense~~ ~~\$150.00~~

(2) ~~2nd offense~~ ~~\$300.00~~

(3) ~~3rd offense~~ ~~\$500.00~~

History Note: Authority ~~G.S. 86A-1; 86A-5(a)(6); 86A-27; G.S. 86B-2; 86B-10; 86B-21;~~

Eff. April 1, 2005;

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

Amended Eff. November 1, 2026;

21 NCAC 06O .0104 is proposed for amendment as follows:

21 NCAC 06O .0104 UNSUPERVISED APPRENTICE

(a) The presumptive civil penalty for a ~~registered~~ licensed barber allowing an apprentice ~~or student~~ barber ~~with or holder of~~ a temporary permit to engage in barbering in the barber shop without supervision as required by ~~G.S. 86A-24(b);~~ G.S. 86B-40(b) shall be five hundred dollars (\$500.00).

(1) ~~1st offense~~ \$300.00

(2) ~~2nd offense~~ \$400.00

(b) The presumptive civil penalty for an apprentice ~~or student~~ barber ~~with or holder of~~ a temporary permit engaging in barbering without supervision as required by ~~G.S. 86A-24(b);~~ G.S. 86B-40(b) shall be five hundred dollars (\$500.00).

(1) ~~1st offense~~ \$200.00

(2) ~~2nd offense~~ \$300.00

(3) ~~3rd offense~~ \$500.00

History Note: Authority ~~G.S. 86A-5(a)(6); 86A-24; 86A-27;~~ G.S. 86B-2; 86B-10; 86B-40;

Eff. April 1, 2005;

Amended Eff. September 1, 2009;

Readopted Eff. July 1, 2016;

Temporary Amendment Eff. May 2, 2023;

Temporary Amendment Exp. Eff. February 9, ~~2024~~ 2024;

Amended Eff. November 1, 2026.

21 NCAC 06O .0118 is proposed for amendment as follows:

21 NCAC 06O .0118 UNLICENSED BARBER STUDENT

(a) The presumptive civil penalty for a barber school allowing an individual to receive barber instruction without a barber student ~~permit~~; permit shall be five hundred dollars (\$500.00).

(1) ~~1st offense~~ ~~\$200.00~~

(2) ~~2nd offense~~ ~~\$300.00~~

(3) ~~3rd offense~~ ~~\$500.00~~

(b) The presumptive civil penalty for an individual engaging as a barber student without a barber student ~~permit~~; permit shall by five hundred dollars (\$500.00).

(1) ~~1st offense~~ ~~\$200.00~~

(2) ~~2nd offense~~ ~~\$300.00~~

(3) ~~3rd offense~~ ~~\$500.00~~

History Note: Authority ~~G.S. 86A-1; 86A-22; 86A-27;~~ G.S. 86B-2; 86B-10; 86B-38;

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

Amended Eff. November 1, 2026.

1 **21 NCAC 06O .0121 FAILURE TO DISPLAY SANITATION GRADE AND SHOP PERMIT**

2 The presumptive civil penalty for the failure of a barber shop to display its sanitation grade and barber shop permit in
3 a place visible to the public at the front of the shop: shop shall be five hundred dollars (\$500.00).

4 ~~(1) 1st offense \$50.00~~

5 ~~(2) 2nd offense \$100.00~~

6 ~~(3) 3rd offense \$200.00~~

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8 *History Note:* ~~Authority G.S. 86A-1; 86A-5(a)(6); 86A-16; 86A-27; G.S. 86B-2; 86B-10; 86B-21; 86B-33;~~

9 ~~Eff. July 1, 2016.~~

10 ~~Temporary Amendment Eff. May 2, 2023;~~

11 ~~Temporary Amendment Exp. Eff. February 9, 2024. 2024;~~

12 ~~Amended Eff. November 1, 2026.~~

21 NCAC 06O .0202 is proposed for adoption as follows:

**21 NCAC 06O .0202 UNLAWFUL PRACTICE OF ELECTROLYSIS OR LASER, LIGHT-SOURCE,
OR PULSED-LIGHT TREATMENTS**

The presumptive civil penalty for engaging in the practice of electrolysis or laser, light-source, or pulsed-light treatments without a license shall be five thousand dollars (\$5,000.00).

History Note: *Authority G.S. 86B-2; 86B-52;*

Eff. November 1, 2026.