

TITLE 21 - OCCUPATIONAL LICENSING BOARDS AND COMMISSIONS

CHAPTER 06 - BARBER AND ELECTROLYSIS EXAMINERS

Notice is hereby given in accordance with G.S. 150B-21.2 that the Board of Barber and Electrolysis Examiners intends to adopt the rule cited as 21 NCAC 06O .0202, and amend the rules cited as 21 NCAC 06O .0101-.0104, .0118, and .0121.

Link to agency website pursuant to G.S. 150B-19.1(c): <https://www.bbee.nc.gov/news/rulemaking>

Proposed Effective Date: *December 1, 2026*

Public Hearing:

Date: *August 19, 2026*

Time: *10:30 a.m.*

Location: *By videoconference at <https://bit.ly/august-2026-rulemaking-hearing> or by telephone at 984-204-1487, conference ID 752 885 07#*

Reason for Proposed Action: *The board is increasing or establishing various civil penalties to improve the board's ability to prevent unlawful practice of barbering, electrolysis, and laser hair practice.*

Comments may be submitted to: *Dennis Seavers, 7001 Mail Service Center, Raleigh, NC 27699-7000; phone (919) 814-0641; email dennis.seavers@nc.gov*

Comment period ends: *October 2, 2026*

Procedure for Subjecting a Proposed Rule to Legislative Review: If an objection is not resolved prior to the adoption of the rule, a person may also submit a written objection to the Rules Review Commission. If the Rules Review Commission receives written and signed objections after the adoption of the Rule in accordance with G.S. 150B-21.3(b2) from 10 or more persons clearly requesting review by the legislature and the Rules Review Commission approves the rule, the rule will become effective as provided in G.S. 150B-21.3(b1). The Commission will receive written objections until 5:00 p.m. on the day following the day the Commission approves the rule. The Commission will receive letters via U.S. Mail, private courier service, or hand delivery to 1711 New Hope Church Road, Raleigh, North Carolina, or via email to oah.rules@oah.nc.gov. If you have any further questions concerning the submission of objections to the Commission, please review 26 NCAC 05 .0110 or call a Commission staff attorney at 984-236-1850.

Fiscal impact. Does any rule or combination of rules in this notice create an economic impact? Check all that apply.

- ☐ State funds affected
- ☐ Local funds affected
- ☐ Substantial economic impact ($\geq$ \$1,000,000 over 5 years)
- ☐ Approved by OSBM
- ☒ No fiscal note required

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. December 1, 2026.*

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. December 1, 2026.

21 NCAC 060 .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 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 school 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. 2016;
Amended Eff. December 1, 2026.

21 NCAC 060 .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. December 1, 2026.

21 NCAC 060 .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 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-1; 86A-22; 86A-27; G.S. 86B-2; 86B-10; 86B-38;*
Eff. July 1, 2016. 2016;
Amended Eff. December 1, 2026.

21 NCAC 060 .0121 FAILURE TO DISPLAY SANITATION GRADE AND SHOP PERMIT

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

- | | | |
|-----|------------------------|---------------------|
| (1) | 1st offense | \$50.00 |
| (2) | 2nd offense | \$100.00 |
| (3) | 3rd offense | \$200.00 |

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;~~
Eff. July 1, 2016;
Temporary Amendment Eff. May 2, 2023;
Temporary Amendment Exp. Eff. February 9, ~~2024~~; 2024;
Amended Eff. December 1, 2026.

SECTION .0200 – ELECTROLYSIS

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. December 1, 2026.