

GENERAL ASSEMBLY OF NORTH CAROLINA
1995 SESSION

CHAPTER 541
SENATE BILL 966

AN ACT TO INCREASE THE COSMETOLOGY EXAMINATION AND LICENSURE FEES, TO ALLOW THE BOARD TO ADMINISTER EXAMINATIONS FOR LICENSURE OF TEACHERS, AND TO CHARGE A FEE FOR THE EXAMINATION OF TEACHERS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 88-21 reads as rewritten:

"§ 88-21. Fees required.

- (a) The following fees shall be paid to the Board:
 - (1) The fee to be paid by an applicant for a certificate of registration to practice cosmetic art as an apprentice ~~shall be~~ is five dollars (\$5.00).
 - (2) The fee to be paid by an applicant for an examination to determine ~~his or her~~ the applicant's fitness to receive a certificate of registration as a registered cosmetologist ~~shall be ten dollars (\$10.00).~~ is twenty dollars (\$20.00).
 - (3) The fee to be paid by an applicant for an examination to determine ~~his or her~~ the applicant's fitness to receive a certificate of registration as a registered manicurist ~~shall be five dollars (\$5.00).~~ is fifteen dollars (\$15.00).
 - (4) The license fee for a registered cosmetologist ~~shall be thirty-three dollars (\$33.00)~~ shall be in an amount determined by the Board but not to exceed thirty-nine dollars (\$39.00) for three years, payable in advance.
 - (5) The fee for renewal of the license of a registered cosmetologist ~~shall be thirty-three dollars (\$33.00)~~ shall be in an amount determined by the Board but not to exceed thirty-nine dollars (\$39.00) for three years, payable in advance, if the license is renewed before it becomes delinquent. The licenses of all registered cosmetologists ~~shall be~~ are due for renewal in October 1986, and every three years thereafter.
 - (6) A delinquency penalty of ten dollars (\$10.00) shall be paid, in addition to the renewal fee, for the renewal of a registered cosmetologist's license that has become delinquent.
 - (7) The annual fee for a registered apprentice ~~or cosmetologist~~ and a certified manicurist, which shall be due on or before October 1, ~~shall be five dollars (\$5.00).~~ is ten dollars (\$10.00).

- (8) All cosmetic art shops shall pay an annual fee of three dollars (\$3.00) for each active booth, on or before February 1 of each year.
- (9) A delinquency penalty of ten dollars (\$10.00) shall be paid by each cosmetic art shop that does not pay the required fees by the February 1 deadline.
- (10) The fee for reissuance of an expired permit of a cosmetic art shop ~~shall be~~ is twenty-five dollars (\$25.00).
- (11) All cosmetic art schools shall pay a fee of fifty dollars (\$50.00) annually.
- (12) Applicants for licensing under G.S. 88-19 shall pay an application fee of fifteen dollars (\$15.00).
- (13) Registered cosmetologists licensed under G.S. 88-19 shall pay an annual license fee of ~~eleven dollars (\$11.00)~~ one-third the amount set under subdivision (4) of this subsection, rounded up to the nearest whole dollar, until the year in which all other registered cosmetologist licenses are due for renewal and then shall pay the fees required in subdivision (5) above.
- (14) A delinquency penalty of three dollars (\$3.00) shall be paid by all registered cosmetologists licensed under G.S. 88-19, paying on an annual basis if they do not renew their license before October 1 of that year.
- (15) Apprentice cosmetologists, licensed under G.S. 88-19, shall pay an annual license fee of ~~five dollars (\$5.00)~~ ten dollars (\$10.00) for the first year, or part of the year, in addition to the application fee required by subdivision (12) above.
- (16) All cosmetic art teachers shall be licensed by the Board and shall pay a fee of ten dollars (\$10.00) for that license which shall be renewed every two years.
- (17) The fee to be paid by an applicant for an examination to determine the applicant's fitness to receive a license to teach cosmetic art is twenty-five dollars (\$25.00).

(b) The Board shall not increase ~~the fees a fee above the amount set or authorized~~ in subsection (a) of this section, but the Board may regulate the payment of the fees and may prorate the fees as appropriate."

Sec. 2. G.S. 88-17 reads as rewritten:

"§ 88-17. Regular and special meetings of Board; examinations.

The Board of Cosmetic Art Examiners shall meet four times a year in the months of January, April, July and October on the first Tuesday in each of said months, for the purpose of transacting all business of the Board of Cosmetic Art Examiners and to conduct examinations of applicants for licensure to teach cosmetic art, of applicants for certificates of registration to practice as registered cosmetologists, and of applicants for certificates of registration to practice as registered apprentices, meetings to be held at such places as the Board may determine to be most convenient for such examinations; provided, however, that examinations are conducted at no less than three locations other

than Raleigh, scattered geographically throughout the State of North Carolina. The locations for examinations conducted outside of Raleigh shall be in publicly supported two-year post-secondary educational institutions with appropriate facilities. The Board shall, if requested by an institution, reimburse the institution for the use of its facilities in administering examinations. The examinations conducted for applicants for certificates of registration as registered cosmetologists and registered apprentices shall be open to all applicants, include such practical demonstration and oral and written tests as the Board may determine, and be administered by teachers or instructors, other than Board members, qualified and approved by the Board. The Board shall, upon request, reimburse a teacher or instructor who administers an examination. The chairman of the Board is hereby authorized and empowered to call a meeting of said Board whenever necessary, said meetings to be in addition to the quarterly meetings hereinbefore provided for. No payment for per diem or travel expenses shall be authorized or paid for Board meetings other than those called by the chairman of the Board. No payment for expenses incurred in the administration of examinations of applicants for certificates of registration as registered cosmetologists or registered apprentices at post-secondary educational institutions shall be authorized other than the cost of examination materials, rental of the examination facility, grading of the examination, and reimbursement of teachers or instructors who administer the examinations."

Sec. 2.1. The State Auditor is requested to conduct a performance audit of the State Board of Cosmetic Art Examiners. If the State Auditor conducts the audit, the Auditor shall report the findings to the Joint Legislative Commission on Governmental Operations and the Fiscal Research Division of the General Assembly.

Sec. 3. This act becomes effective September 1, 1995, and applies to applications filed and licenses, permits, and certificates issued on or after that date.

In the General Assembly read three times and ratified this the 29th day of July, 1995.

Dennis A. Wicker
President of the Senate

Harold J. Brubaker
Speaker of the House of Representatives