

GENERAL ASSEMBLY OF NORTH CAROLINA
1993 SESSION

CHAPTER 755
SENATE BILL 1249

AN ACT TO MAKE CHANGES CONCERNING THE BOARD OF ELECTROLYSIS
EXAMINERS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 88A-10 reads as rewritten:

"§ 88A-10. Requirements for licensure as an electrologist.

(a) Any person who desires to be licensed as an 'electrologist' pursuant to this Chapter shall:

- (1) Submit an application on a form approved by the Board;
- (2) Be a resident of North Carolina;
- (3) Be 18 years of age or older;
- (4) ~~Provide proof of graduation from a school certified by the Board pursuant to G.S. 88A-18; and, Meet the requirements of subsection (a1) of this section; and~~
- (5) ~~Pass a written~~ an examination given by the Board.

(a1) An applicant for licensure under this section shall provide:

- (1) Proof of graduation from a school certified by the Board pursuant to G.S. 88A-19; or
- (2) Proof satisfactory to the Board that, for at least one year prior to the date of application or the date of initial residence in this State, whichever is earlier, the applicant was engaged in the practice of electrology in a state that does not license electrologists.

Subdivision (2) of this subsection applies only to applicants whose residence in this State began on or after January 31, 1994, who do not meet the qualifications of subdivision (1) of this subsection or G.S. 88A-12.

(b) At least twice each year, the Board shall give an examination to applicants for licensure to determine the applicants' knowledge of the basic and clinical sciences relating to the theory and practice of electrology. The Board shall give applicants notice of the date, time, and place of the examination at least 60 days in advance.

(c) When the Board determines that an applicant has met all the qualifications for licensure, and has submitted the required fee, the Board shall issue a license to the applicant.

(d) An applicant otherwise qualified for licensure who is not a resident of this State may nevertheless submit a statement of intent to begin practicing electrology in this State and receive a license. The applicant must provide to the Board within six months of receiving a license evidence satisfactory to the Board that the applicant has

actually begun to practice electrology in this State. The Board may revoke the license of an applicant who fails to submit this proof or whose proof fails to satisfy the Board."

Sec. 2. Chapter 88A of the General Statutes is amended by adding a new section to read:

"§ 88A-10.1. Temporary license.

The Board may issue a temporary license to practice electrology to an applicant who meets the requirements of G.S. 88A-10(a)(1)-(4). A temporary license may not be valid for more than six months and may be renewed not more than once. The Board may by rule provide for a shorter duration and may prohibit any renewal of a temporary license. The Board shall adopt rules setting the criteria for any renewals. The Board may by rule require that holders of a temporary license practice under supervision and may specify criteria for supervision in its rules, including the setting, amounts of supervision, and qualifications of supervisors."

Sec. 3. G.S. 88A-12 reads as rewritten:

"§ 88A-12. License renewal.

(a) Every electrologist license issued pursuant to this Chapter must be renewed annually. On or before the date the current license expires, a person who desires to continue to practice electrology shall apply for license renewal to the Board on forms approved by the Board, provide evidence of the successful completion of a continuing educational program approved by the Board, meet the criteria for renewal established by the Board, and pay the required fee. The Board may provide for the late renewal of licensure upon payment of a late fee as set by the Board, but late renewal may not be granted more than 90 days after expiration of the license.

(b) Any person who has failed to renew his license for more than 90 days after expiration may have it reinstated by applying to the Board for reinstatement on a form approved by the Board, furnishing a statement of the reason for failure to apply for renewal prior to the deadline, and paying the required fee. The Board may require evidence of competency to resume practice before reinstating the applicant's license."

Sec. 4. G.S. 88A-15 reads as rewritten:

"§ 88A-15. Exemptions from licensure.

The following individuals shall be permitted to practice electrology without a license:

- (1) Any physician licensed in accordance with Article 1 and Article 11 of Chapter 90 of the General Statutes.
- (2) A student at an approved school of electrology when electrolysis is performed in the course of study.
- (3) A person demonstrating on behalf of a manufacturer or distributor any electrolysis equipment or supplies, if such demonstration is performed without charge.
- (4) An employee of a hospital licensed under Chapter 131E of the General Statutes and working under the supervision of a physician licensed under Article 1 of Chapter 90 of the General Statutes who is certified by the American Board of Dermatology."

Sec. 5. G.S. 88A-19(a) reads as rewritten:

"(a) Any school in this State or another state that desires to be certified as a Board approved school of electrology shall:

- (1) Submit an application on a form approved by the Board;
- (2) Submit a detailed projected floor plan of the institutional area demonstrating adequate school facilities to accommodate students for purposes of lectures, classroom instruction, and practical demonstration;
- (3) Submit a detailed list of the equipment to be used by the students in the practical course of their studies;
- (4) Submit a copy of the planned electrology curriculum consisting of the number of hours and subject matter determined by the Board, provided that the number of hours required shall not be less than 120 hours and not more than 600 hours;
- (5) Submit a certified copy of the school manual of instruction;
- (6) Submit the names and qualifications of the instructors certified in accordance with G.S. 88A-16; and
- (7) Any additional information the Board may require."

Sec. 5.1. G.S. 88A-7 reads as rewritten:

"§ 88A-7. Custody and use of funds. Applicability of Executive Budget Act; audit oversight.

The Treasurer or the Executive Director shall deposit all fees payable to the Board ~~in financial institutions designated by the Board as official depositories. The funds shall be deposited in the name of the Board and shall be used to pay all expenses incurred by the Board in carrying out the purposes of this Chapter.~~ with the State Treasurer, to be credited to the account of the Board. These funds shall be held and expended under the supervision of the Director of the Budget. The provisions of the Executive Budget Act apply to this Chapter. The Board is subject to the oversight of the State Auditor under Article 5A of Chapter 147 of the General Statutes."

Sec. 6. This act is effective upon ratification.

In the General Assembly read three times and ratified this the 15th day of July, 1994.

Dennis A. Wicker
President of the Senate

Daniel Blue, Jr.
Speaker of the House of Representatives