

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2003

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HOUSE BILL 971

Short Title: Cosmetic Art/Continuing Education.

(Public)

Sponsors: Representative Howard.

Referred to: Ways and Means.

April 9, 2003

1 A BILL TO BE ENTITLED
2 AN ACT REQUIRING THE CONTINUING EDUCATION OF PERSONS
3 PRACTICING UNDER THE COSMETIC ART ACT.

4 The General Assembly of North Carolina enacts:

5 SECTION 1. G.S. 88B-21 reads as rewritten:

6 "**§ 88B-21. Renewals; expired ~~licenses~~licenses; inactive status.**

7 (a) Each license to operate a cosmetic art shop shall be renewed on or before the
8 first day of February of each year. As provided in G.S. 88B-20, a late fee shall be
9 charged for licenses renewed after February 1. Any license not renewed by March 1 of
10 each year shall expire. A cosmetic art shop whose license has been expired for one year
11 or less shall have the license reinstated immediately upon payment of the reinstatement
12 fee, the late fee, and all unpaid license fees. The licensee shall submit to the Board, as a
13 part of the renewal process, a list of all licensed cosmetologists who practice cosmetic
14 art in the shop and shall identify each as an employee or a booth renter.

15 (b) Cosmetologist licenses shall be renewed on or before October 1 every three
16 years beginning October 1, 1998. A late fee shall be charged for renewals after that date.
17 Any license not renewed shall expire on October 1 of the year that renewal is required.
18 The Board may develop and implement a plan for staggered license renewal and may
19 prorate license fees to implement such a plan.

20 (c) Apprentice, esthetician, and manicurist licenses shall be renewed annually on
21 or before October 1 of each year. A late fee shall be charged for the renewal of licenses
22 after that date. Any license not renewed shall expire on October 1 of that year.

23 (d) Teacher licenses shall be renewed every two years on or before October 1. A
24 late fee shall be charged for the renewal of licenses after that date. Any license not
25 renewed shall expire on October 1 of that year.

26 (e) Prior to renewal of a ~~teacher's-cosmetologist's, esthetician's, or manicurist's~~
27 license, the teacher-licensee shall annually complete a minimum of eight hours of
28 Board-approved continuing education which shall be approved by the Board. Teachers
29 for each year of the licensing cycle. A cosmetologist may complete up to 24 hours of

1 required continuing education at anytime within the cosmetologist's three-year licensing
2 cycle. Licensees shall submit written documentation to the Board showing that they
3 have satisfied the requirements of this subsection. However, licensees who are 62 years
4 of age or cosmetic art teachers do not have to meet the continuing education
5 requirement, unless the licensee is a cosmetic art teacher in active practice as a
6 cosmetologist, esthetician, or manicurist.

7 (f) If an apprentice, cosmetologist, esthetician, manicurist, or teacher fails to
8 renew his or her license within five years following the expiration date, the licensee
9 shall be required to pay the license fee for each year that the fees are delinquent and to
10 pass an examination as prescribed by the Board before the license will be reinstated.

11 (g) Cosmetic art school licenses shall be renewed on or before October 1 of each
12 year. A late fee shall be charged for licenses renewed after that date. Any license not
13 renewed by November 1 of that year shall expire. A cosmetic art school whose license
14 has been expired for one year or less shall have its license reinstated upon payment of
15 the reinstatement fee, the late fee, and all unpaid license fees.

16 (h) Upon request by a licensee for inactive status, the Board may place the
17 licensee's name on the inactive list so long as the licensee is in good standing with the
18 Board. An inactive licensee is not required to complete continuing education
19 requirements. An inactive licensee shall not practice cosmetic art for consideration.
20 However, the inactive licensee may continue to purchase supplies as accorded an active
21 licensee. When the inactive licensee desires to be removed from the inactive list and
22 return to active practice, the inactive licensee shall notify the Board of his or her desire
23 to return to active status and pay the required fee as determined by the Board. As a
24 condition of returning to active status, the Board may require the licensee to complete
25 eight to 24 hours of continuing education pursuant to subsection (e) of this section."

26 **SECTION 2.** This act becomes effective October 1, 2003.