

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

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HOUSE BILL 791*
PROPOSED COMMITTEE SUBSTITUTE H791-PCS30402-RO-28

Short Title: Amend Cos. Art Law/Grandfr. Natural Hair Care.

(Public)

Sponsors:

Referred to:

April 7, 2011

A BILL TO BE ENTITLED

AN ACT MAKING CLARIFYING CHANGES UNDER THE LAWS REGULATING THE PRACTICE OF COSMETIC ART AND EXTENDING THE PERIOD WITHIN WHICH PERSONS PRACTICING AS NATURAL HAIR CARE SPECIALISTS ARE REQUIRED TO BE LICENSED UNDER THE NORTH CAROLINA COSMETIC ART ACT.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 88B-11(e) is amended by adding a new subdivision to read:

"(e) The Board shall issue a license to practice as a natural hair care teacher to any individual who meets the requirements of subsection (a) of this section and who meets all of the following:

- (1) Holds in good standing a natural hair care license issued by the Board.
- (2) Submits proof of either practice as a natural hair care specialist in a cosmetic art shop or any Board-approved employment capacity in the cosmetic art industry for a period equivalent to two years of full-time work immediately prior to application or successful completion of at least 320 hours of a natural hair care teacher curriculum in an approved cosmetic art school.
- (3) Passes an examination for natural hair care teachers conducted by the Board."

SECTION 2. G.S. 88B-21(e) reads as rewritten:

"(e) Prior to renewal of a license, a teacher, cosmetologist, esthetician, natural hair care specialist, or manicurist shall annually complete eight hours of Board-approved continuing education for each year of the licensing cycle. A cosmetologist may complete up to 24 hours of required continuing education at any time within the cosmetologist's three-year licensing cycle. Licensees shall submit written documentation to the Board showing that they have satisfied the requirements of this subsection. A licensee who is in active practice as a cosmetologist, esthetician, natural hair care specialist, or manicurist, has practiced for at least 10 consecutive years in that profession, and is 60 years of age or older does not have to meet the continuing education requirements of this subsection. A licensee who is in active practice as a ~~cosmetologist~~ cosmetologist, esthetician, natural hair care specialist, or manicurist and has at least 20 consecutive years of experience ~~as a cosmetologist~~ in that profession does not have to meet the continuing education requirements of this subsection, ~~but shall report any continuing education classes completed to the Board, whether the continuing education classes are Board-approved or not.~~ subsection. Promotion of products and systems shall be allowed at



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1 continuing education given in-house or at trade shows. Continuing education classes may also
2 be offered in secondary languages as needed. No member of the Board may offer continuing
3 education courses as required by this section."

4 **SECTION 3.** Section 13 of S.L. 2009-521 reads as rewritten:

5 "**SECTION 13.(a)** Any natural hair care specialist who meets the following requirements
6 shall be licensed without having to satisfy the requirements of G.S. 88B-10.1, enacted by
7 Section 2 of this act:

8 (1) ~~submits~~ Submits proof to the Board that the natural hair care specialist is
9 actively engaged in the practice of a natural hair care specialist ~~on the~~
10 ~~effective date of this act, passes an examination conducted by the Board, for~~
11 two years on or before July 1, 2011. For purposes of this subdivision,
12 submission of proof to the Board shall include any of the following:

13 a. Any two of the following:

14 1. Copies of tax records of employment, including W-2s, 1099s,
15 tax returns, or other relevant tax records.

16 2. An affidavit from the applicant or the applicant's immediate
17 supervisor, when applicable, verifying the applicant's practice
18 of natural hair care for two years immediately preceding the
19 date of application for licensure.

20 3. Copies of an applicable business license issued by a local
21 government agency.

22 b. Any other means of proof acceptable to the Board.

23 (2) Passes a practical examination as approved by the Board.

24 (3) ~~and pays~~ Pays the required fee under ~~G.S. 88B-20 shall be licensed without~~
25 ~~having to satisfy the requirements of G.S. 88B-10.1, G.S. 88B-20, enacted by~~
26 Section 2 of this act.

27 "**SECTION 13.(b)** A cosmetic art shop that practices natural hair care only and that
28 submits proof to the Board that the shop is actively engaged in the practice of natural hair care
29 on the effective date of this act shall have ~~one year~~ three years from the date of this act to
30 comply with the requirements of G.S. 88B-14. All persons who do not make application to the
31 Board within ~~one year~~ three years of the effective date of this act shall be required to complete
32 all training and examination requirements prescribed by the Board and to otherwise comply
33 with the provisions of Chapter 88B of the General Statutes. The Board may impose a fee not to
34 exceed ten dollars (\$10.00) on any person who submits an application pursuant to this section."

35 **SECTION 4.** This act is effective when it becomes law.