

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H

1

HOUSE BILL 926

Short Title: Esthetician Registration.

(Public)

Sponsors: Representative Russell, by request.

Referred to: State Government.

April 12, 1995

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR THE REGISTRATION OF ESTHETICIANS AND
ESTHETICIAN APPRENTICES BY THE STATE BOARD OF COSMETIC ART
EXAMINERS.

The General Assembly of North Carolina enacts:

Section 1. Chapter 88 of the General Statutes is amended by adding a new
section to read:

"§ 88-6.1. Esthetician.

(a) 'Esthetician' is any person other than a registered cosmetologist, registered
apprentice, or esthetician apprentice, who practices esthetics.

(b) 'Esthetics' means providing services, for compensation, to enhance the
appearance of the face, neck, arms, legs, or shoulders of an individual through skin care,
makeup artistry, facials, or body waxing.

(c) 'Esthetician apprentice' is any person who is registered by the State Board of
Cosmetic Art Examiners to learn the practice of esthetics under the direction and
supervision of a registered cosmetologist or a registered esthetician as provided in G.S.
88-12.2. An applicant for this registration shall pay the fees required under G.S. 88-21."

Sec. 2. Chapter 88 of the General Statutes is amended by adding the following
new sections to read:

"§ 88-12.2. Supervision of a registered esthetician apprentice.

1 (a) A registered esthetician apprentice shall be directly supervised and trained by a
2 registered cosmetologist or a registered esthetician with two years experience.

3 (b) The registered cosmetologist or the registered esthetician who supervises an
4 esthetician apprentice pursuant to subsection (a) of this section shall:

5 (1) Ensure that the esthetician apprentice receives the theory and practical
6 training prescribed by the Board.

7 (2) File a monthly report, on a form prescribed by the Board, stating the
8 progress of each esthetician apprentice under his or her supervision and
9 identifying the registered cosmetologist or the registered esthetician
10 who provides direct supervision of each esthetician apprentice.

11 (3) Advise the Board immediately upon an esthetician apprentice
12 discontinuing his or her apprenticeship.

13 (4) Ensure that the esthetician apprentice performs only those services that
14 are authorized by the esthetician apprentice registration.

15 **"§ 88-12.3. Qualifications for registered esthetician.**

16 (a) A certificate of registration as a registered esthetician shall be issued by the
17 State Board of Cosmetic Art Examiners to any person who satisfies all of the following
18 qualifications:

19 (1) Successful completion of at least 550 hours in courses in an appropriate
20 program taught in a cosmetic art school or college, which courses and
21 schools are approved by the Board.

22 (2) Successful completion of at least 30 hours per week for at least 12
23 months of an apprenticeship as a registered esthetician apprentice
24 pursuant to G.S. 88-12.2.

25 (3) Successful completion of an examination conducted by the Board to
26 determine the applicant's fitness and skill to practice esthetics, as
27 defined in G.S. 88-6.1.

28 (4) Payment of fees required by G.S. 88-21.

29 (b) The Board shall adopt rules that establish an appropriate program of study for
30 estheticians, including a curriculum that addresses sanitation management and equipment
31 requirements.

32 (c) Any person with five years of experience in the practice of esthetics may, upon
33 submitting evidence of this experience to the Board and upon the Board accepting this
34 experience as sufficient, obtain a certificate of registration without satisfying subdivisions
35 (1) through (3) of subsection (a) of this section.

36 (d) Any person who is certified, registered, or licensed as an esthetician in another
37 state that has a reciprocity agreement with the State Board of Cosmetic Art Examiners
38 may be issued a certificate of registration by the Board without satisfying subdivisions
39 (1) through (3) of subsection (a) of this section if that person:

40 (1) Has at least two years of experience in the practice of esthetics; and

41 (2) Submits a certification, registration, or licence from the other state that
42 is in effect within six months of making application for a registration
43 under this Chapter."

1 Sec. 3. G.S. 88-21 reads as rewritten:

2 **"§ 88-21. Fees required.**

3 (a) The following fees shall be paid to the Board:

- 4 (1) The fee to be paid by an applicant for a certificate of registration to
5 practice cosmetic art as an apprentice and to practice esthetics as an
6 esthetician apprentice shall be five dollars (\$5.00).
- 7 (2) The fee to be paid by an applicant for an examination to determine his
8 or her fitness to receive a certificate of registration as a registered
9 cosmetologist and an applicant for examination to determine his or her
10 fitness to receive a certificate of registration as a registered esthetician
11 shall be ~~ten dollars (\$10.00).~~ twenty dollars (\$20.00).
- 12 (3) The fee to be paid by an applicant for an examination to determine his
13 or her fitness to receive a certificate of registration as a registered
14 manicurist shall be five dollars (\$5.00).
- 15 (4) The license fee for a registered cosmetologist shall be thirty-three
16 dollars (\$33.00 for three years, payable in advance.
- 17 (5) The fee for renewal of the license of a registered cosmetologist shall be
18 thirty-three dollars (\$33.00) for three years, payable in advance, if the
19 license is renewed before it becomes delinquent. The licenses of all
20 registered cosmetologists shall be due for renewal in October 1986, and
21 every three years thereafter.
- 22 (6) A delinquency penalty of ten dollars (\$10.00) shall be paid, in addition
23 to the renewal fee, for the renewal of a registered cosmetologist's license
24 that has become delinquent.
- 25 (7) The annual fee for a registered ~~apprentice~~ apprentice, registered
26 esthetician apprentice, or certified manicurist, which shall be due on or
27 before October 1, shall be five dollars (\$5.00).
- 28 (8) All cosmetic art shops shall pay an annual fee of three dollars (\$3.00)
29 for each active booth, on or before February 1 of each year.
- 30 (9) A delinquency penalty of ten dollars (\$10.00) shall be paid by each
31 cosmetic art shop that does not pay the required fees by the February 1
32 deadline.
- 33 (10) The fee for reissuance of an expired permit of a cosmetic art shop shall
34 be twenty-five dollars (\$25.00).
- 35 (11) All cosmetic art schools shall pay a fee of fifty dollars (\$50.00)
36 annually.
- 37 (12) Applicants for licensing under G.S. 88-19 shall pay an application fee of
38 fifteen dollars (\$15.00).
- 39 (13) Registered cosmetologists licensed under G.S. 88-19 shall pay an
40 annual license fee of eleven dollars (\$11.00) until the year in which all
41 other registered cosmetologist licenses are due for renewal and then
42 shall pay the fees required in subdivision (5) above.

- 1 (14) A delinquency penalty of three dollars (\$3.00) shall be paid by all
2 registered cosmetologists licensed under G.S. 88-19, paying on an
3 annual basis if they do not renew their license before October 1 of that
4 year.
- 5 (15) Apprentice cosmetologists, licensed under G.S. 88-19, shall pay an
6 annual license fee of five dollars (\$5.00) for the first year, or part of the
7 year, in addition to the application fee required by subdivision (12)
8 above.
- 9 (16) All cosmetic art teachers shall be licensed by the Board and shall pay a
10 fee of ten dollars (\$10.00) for that license which shall be renewed every
11 two years.
- 12 (17) The fee to be paid by an applicant for a certificate of registration to
13 practice esthetics as an esthetician shall be thirty dollars (\$30.00).
- 14 (18) The annual fee for a registered esthetician shall be thirty dollars
15 (\$30.00).
- 16 (b) The Board shall not increase the fees set in subsection (a) of this section, but
17 the Board may regulate the payment of the fees and may prorate the fees as appropriate."
- 18 Sec. 4. All persons practicing esthetics and all esthetician apprentices in this
19 State must be registered pursuant to the provisions of G.S. 88-12.3 and G.S. 88-12.2
20 respectively within one year of the effective date of this section.
- 21 Sec. 5. This act is effective upon ratification.