



# HOUSE BILL 444: Modify B.O.B.E. Fees and Reciprocity Reqs.

2019-2020 General Assembly

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<b>Committee:</b>	House Finance. If favorable, re-refer to Rules, Calendar, and Operations of the House	<b>Date:</b>	April 10, 2019
<b>Introduced by:</b>	Rep. Setzer	<b>Prepared by:</b>	Trina Griffin
<b>Analysis of:</b>	First Edition		Committee Co-Counsel

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**OVERVIEW:** House Bill 444 would reduce from three to one, the number of years a barber must have practiced within the last five years to obtain licensure by reciprocity, would increase most of the fees charged by the Board, and would decrease the fee for the inspection of a newly established barbershop.

**CURRENT LAW:** The practice of barbering is defined as engaging in one or more of the following:

- Shaving or trimming the beard, or cutting the hair.
- Dyeing the hair or applying hair tonics, permanent waving or marcelling the hair.
- Giving facial or scalp massages, or treatments with oils, creams, lotions or other preparations either by hand or mechanical appliances.

A person may not practice barbering in this State without first obtaining a certificate of registration either as a registered barber or an apprentice, nor may a person operate a barber school or barbershop without obtaining a school or shop permit. In order to qualify for a certificate of registration, a person must do the following:

- Attend an approved barber school for at least 1528 hours.
- Complete a 12-month apprenticeship under the supervision of a licensed barber, attested to via an affidavit submitted to the Board.
- Pass a clinical examination conducted by the Board.

A person who is licensed to practice barbering in another state may apply to obtain a license in this State without having to take the otherwise required examination if the other state's licensure requirements are the substantive equivalent of this State's requirements, and the applicant meets all of the following:

- Is currently an active, competent practitioner in good standing.
- Has practiced 3 out of the 5 years immediately preceding the application.
- Holds a valid license in another state.
- Has no pending disciplinary proceeding or unresolved complaint.

**BILL ANALYSIS:** House Bill 444 would decrease from three to one, the number of years that a barber must practice in the five years immediately preceding the barber's application for licensure by reciprocity.

With respect to the fees that are charged by the Board, the bill would do the following:

- Decrease from \$120 to \$100 the fee for the inspection of a newly established barbershop.
- Not make any changes to the fees for:
  - Examination to become a registered barber or apprentice barber
  - Inspection of a newly established barber school

Karen Cochrane-Brown  
Director



Legislative Analysis  
Division  
919-733-2578

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- Issuance of a registered barber or apprentice certificate by certification
- Eliminate the "free" certificate or renewal for barbers 70 years or older.<sup>1</sup> These barbers would be subject to the same fees as any other barber seeking a certificate or renewal.
- Increase the maximum fees for other items as shown in the table below. The increases are based on application of the Bureau of Labor Statistics CPI Inflation Calculator since 2009, which was the last time the fees were increased through the rulemaking process.<sup>2</sup>

Item	Current Law	Proposed Maximum Fee
Certificate of registration or renewal as a barber or barber apprentice	\$50	\$59
Barbershop permit or renewal	\$50	\$59
Examination to become a barber school instructor	\$165	\$192
Barber school instructor certificate or renewal	\$85	\$99
Barber school permit or renewal	\$130	\$152
Student permit	\$25	\$30
Late fees	Various	Approximate 17% increase for all late fees

**EFFECTIVE DATE:** This act would become effective October 1, 2019, and would apply to all fees charged and all applications submitted on or after that date.

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<sup>1</sup> From 2013-2018, the Board issued 2,575 free licenses, including renewals.

<sup>2</sup> The last time the statutory cap was increased was in 2004.