

Fifty-fifth Legislative Assembly, State of North Dakota, begun in the Capitol in the City of Bismarck, on Monday, the sixth day of January, one thousand nine hundred and ninety-seven

HOUSE BILL NO. 1210
(Representatives Tollefson, Soukup, Thoreson, Coats)
(Senator Redlin)

AN ACT to create and enact a new section to chapter 43-04 of the North Dakota Century Code, relating to continuing education of barbers; and to amend and reenact sections 43-04-07 and 43-04-42 of the North Dakota Century Code, relating to the state board of barber examiners and fees.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 43-04-07 of the North Dakota Century Code is amended and reenacted as follows:

43-04-07. Compensation - Expenses - How paid. Each member of the board ~~shall~~ is entitled to receive ~~thirty dollars per day for actual services~~ daily compensation for actual services in an amount not to exceed sixty-two dollars and must ~~also~~ be paid ~~his~~ for actual expenses, as provided by law, incurred in attending meetings of the board and in ~~the performance of his~~ performing official duties. All funds collected or received by the board must be deposited and disbursed in accordance with section 54-44-12.

SECTION 2. AMENDMENT. Section 43-04-42 of the North Dakota Century Code is amended and reenacted as follows:

43-04-42. Fees. ~~The fees to be paid by an applicant are as follows~~

1. The board may charge applicants the following fees:
4. a. For examination ~~for~~ and issuance of a certificate to practice master barbering, ~~twenty~~ one hundred dollars.
2. ~~For issuance of such certificate, two dollars.~~
3. b. For examination ~~for~~ and issuance of a certificate to practice as an apprentice barber, ~~ten~~ fifty dollars.
4. ~~For issuance of such certificate, two dollars.~~
5. c. For renewal of a master barber's certificate, ~~thirty-five~~ fifty dollars.
6. d. For restoration of an expired master barber's certificate, a ten dollar penalty fee in addition to the regular renewal fee.
7. e. For renewal of an apprentice barber's certificate, twenty dollars.
8. f. For restoration of an expired apprentice barber's certificate, a ten dollar penalty fee in addition to the regular renewal fee.
9. g. For a permit to operate a barber school or college, an annual fee of one hundred twenty-five dollars.
10. h. For issuance of an annual barbershop license, ~~fifteen~~ thirty-five dollars, to be paid by each shopowner in advance.
11. i. For issuance of a certificate to an applicant who qualifies under section 43-04-38.1, one hundred twenty-five dollars.

12. j. For restoration of an expired barbershop license, a ten dollar penalty fee in addition to the annual license fee.
2. Each application to open or establish a barbershop in this state must be accompanied by a fee of fifty dollars to cover expenses of inspection, which must be retained by the board and deposited as other fees.
3. A duplicate license, certificate, or permit ~~will~~ must be issued upon ~~the filing of:~~
 - a. ~~Filing a statement covering~~ verified by the oath of the applicant which explains the loss of the same, verified by the oath of the applicant, and submitting;
 - b. Submitting a signed photograph of the applicant; and ~~the payment of~~
 - c. ~~Paying a fee of fifty cents~~ ten dollars for the issuance of the duplicate. The board has the power to reduce renewal fees below the amounts heretofore set out in this section whenever the board determines that the full amount is not necessary to finance the necessary and regular operations of the board. Such reduction must be made by the board only by applying an equal percentage of reduction to all renewal fees provided for in this chapter, and such reduction must be made when commencing the licensing year and is in effect for the whole of such year.
4. Anyone ~~becoming~~ who becomes a member of the armed forces of the United States in time of war, while holding a license as a barber or apprentice, and while in good standing as to payment of fees, may obtain a certificate restoration ~~of his certificate~~ without payment of the restoration fee.

SECTION 3. A new section to chapter 43-04 of the North Dakota Century Code is created and enacted as follows:

Continuing education requirements.

1. The board may adopt rules establishing requirements for the continuing education of persons licensed under this chapter. Rules for accreditation of continuing education must allow accreditation for a variety of types of continuing education forums, including live presentations and correspondence education.
2. The board may suspend, revoke, place on probationary status, or refuse to renew any license issued under this chapter if the licensee fails to meet the continuing education requirements established by the board.
3. An applicant for accreditation of continuing education courses, classes, or activities may be charged a reasonable fee determined by the board.

Speaker of the House

President of the Senate

Chief Clerk of the House

Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Fifty-fifth Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1210.

House Vote: Yeas 70 Nays 24 Absent 3

Senate Vote: Yeas 26 Nays 20 Absent 3

Chief Clerk of the House

Received by the Governor at _____ M. on _____, 1997.

Approved at _____ M. on _____, 1997.

Governor

Filed in this office this _____ day of _____, 1997,
at _____ o'clock _____ M.

Secretary of State