

CHAPTER 32-01-02 DEFINITIONS

Section
32-01-02-01 Definitions

32-01-02-01. Definitions.

The terms used throughout this title have the same meaning as in North Dakota Century Code chapter 43-11, except:

1. "Clean" means the removal of visible debris and washing with soap and detergent and water. To clean means to make a nonporous item ready for disinfection.
2. "Contact time" means the amount of wet contact time required for the disinfectant to be effective against the pathogens on the label.
3. "Cosmetology establishment" includes businesses, premises, and schools required to have a license from the North Dakota board of cosmetology pursuant to North Dakota Century Code chapter 43-11.
4. "Cosmetology school" means any school teaching any or all of the practices of cosmetology.
5. "Disinfect" means the process of making a nonporous item safe for use. To disinfect requires the use of a chemical intended to kill or denature a pathogen. An ultraviolet light is not an acceptable form of disinfection.
6. "Disinfectant" means federal environmental protection agency registered bactericidal, virucidal, and fungicidal chemical or agent used to destroy pathogenic micro-organisms.
7. "Good repair" means that an item is soil-free with no holes, frayed wires, or tears in covering and fully operational for the purpose intended.
8. "Infectious disease" means any disease which can be transmitted, directly or indirectly, from person to person.
9. "Nonporous" means any material that has no pores and does not allow for liquids to be absorbed or passed through, such as metal, glass, silicone, and plastic.
10. "Occupation of cosmetologist" includes the practice of cosmetology, esthetics, and manicuring as defined in North Dakota Century Code section 43-11-01.
11. "Porous" means any material that allows for liquids to be absorbed or passed through. This includes all nail files and emery boards that are not made entirely of metal or glass, pumice stones, buffing blocks, orange wood sticks, cotton, sponges, toe separators, flip-flops, bamboo and wood items, and items with natural hair bristles.
12. "Salon" means a location where the occupation of a cosmetologist, manicurist, or esthetician is practiced. The occupation of a cosmetologist, manicurist, or esthetician is practiced in a location if the cosmetologist, manicurist, or esthetician provides services at the location on a regularly scheduled basis. The occupation of a cosmetologist, manicurist, or esthetician is not practiced in a location if the services are provided at special or educational events after notification to and approval by the board, or at an assisted living residence or assisted living facility. The term salon includes independent licensee salons.

History: Amended effective July 1, 1988; July 1, 1990; March 1, 1998; July 1, 2000; December 1, 2005; January 1, 2017; April 1, 2022.

General Authority: NDCC 43-11-05

Law Implemented: NDCC 43-11-01, 43-11-11, 43-11-27.1