

## SUBCHAPTER 6L - BARBER SHOPS

### 21 NCAC 06L .0101 RESIDENTIAL BUILDING

*History Note:* Authority G.S. 86A-25;  
Eff. February 1, 1976;  
Repealed Eff. February 8, 1978.

### 21 NCAC 06L .0102 MEASUREMENTS OF BARBER SHOP

- (a) Each barber shop shall be a minimum of 196 square feet measured from the inside walls of the shop, not including common areas shared with other businesses or residents.
- (b) Each chair shall be located in an area where there is no less than eight linear feet from front wall to back wall, measured through the center of the chair, with the back wall being the wall or plane to which the backstand is affixed. There shall be a minimum of five linear feet of space between each barber chair, from center to center of each chair and there shall be no less than three linear feet from the center of any chair to any side wall. There shall be an unobstructed aisle in front of each chair of no less than four feet.
- (c) Paragraphs (a) and (b) apply to barber shops permitted on or after December 1, 1994 or that undergo modification or structural renovations on or after that date.
- (d) Barber shops permitted prior to February 1, 1976, shall be a minimum of 12 feet in width and 14 feet in length.
- (e) Barber shops permitted between February 1, 1976 and November 30, 1994 shall be a minimum of 14 feet in width and 14 feet in length.
- (f) Barber shops permitted within the North Carolina Department of Public Safety, Division of Adult Correction and Juvenile Justice prior to July 1, 2010 are exempt from the requirements of this Rule.

*History Note:* Authority G.S. 86A-15;  
Eff. February 1, 1976;  
Readopted Eff. February 8, 1978;  
Amended Eff. September 1, 2009; June 1, 2008; December 1, 1994; May 1, 1989;  
Readopted Eff. July 1, 2016;  
Amended Eff. April 1, 2017.

### 21 NCAC 06L .0103 EQUIPMENT

- (a) Each barber shall have a cabinet for barbering equipment. The cabinets shall be constructed of material that may be cleaned.
- (b) Each shop shall have smooth finished walls and floors.
- (c) Each barber chair shall be covered with a smooth, non-porous surface, such as vinyl or leather, which is easily cleaned as required by G.S. 86A-15(a)(2)(c).
- (d) Each shop shall have within the shop or building functioning toilet facilities for employees and patrons.
- (e) Each barber shop shall have a cabinet, or other method of storage, such that clean towels are stored separate from used towels.
- (f) In addition to the requirements of Paragraph (d) of this Rule, barber shops that are permitted on or after January 1, 1995 or undergo structural renovations after that date, shall have within the shop or building a hand-washing sink or lavatory for patrons with hot and cold water, soap, and disposable towels.
- (g) Where a barber shop is located within a shop licensed by the North Carolina Board of Cosmetic Art Examiners, the toilet facility and sink may be shared with the cosmetology shop.
- (h) Paragraphs (a), (d), and (f) of this Rule do not apply to barber shops operated by the North Carolina Department of Public Safety, Division of Adult Correction and Juvenile Justice.
- (i) All equipment and tools used in the practice of barbering as set forth in G.S. 86A-2 shall be suitable for the safe cutting of hair and shall be maintained in a sanitary and good operating condition as required by G.S. 86A-15(a)(2).
- (j) The solutions and containers required by G.S. 86A-15(a)(2)(a) shall be located at the backstand identified in Rule .0102(b) of this Subchapter.

*History Note:* Authority G.S. 86A-5; 86A-13; 86A-15;  
Eff. February 1, 1976;

*Readopted Eff. February 8, 1978;*  
*Amended Eff. September 1, 2013; September 1, 2009; June 1, 2008; January 1, 1995; May 1, 1989; March 1, 1983;*  
*Readopted Eff. July 1, 2016;*  
*Amended Eff. April 1, 2022; April 1, 2018.*

**21 NCAC 06L .0104 BARBER SHOP AND MOBILE BARBER SHOP PERMITS**

- (a) If the barber shop or mobile barber shop will not be ready for inspection on a scheduled date, the owner or licensed barber manager shall notify the Board.
- (b) If a barber shop or mobile barber shop fails to notify the Board of a change of address before the inspection, the barber shop or mobile barber shop shall forfeit the inspection fee.

*History Note: Authority G.S. 86B-21; 86B-29;*  
*Eff. February 1, 1976;*  
*Readopted Eff. February 8, 1978;*  
*Amended Eff. May 1, 1989; March 1, 1983;*  
*Readopted Eff. July 1, 2016;*  
*Temporary Amendment Eff. May 2, 2023.*

**21 NCAC 06L .0105 FEES**

The Board shall inspect all newly established or reopened barber shops before issuing a permit. The barber shop shall submit the fee established by 21 NCAC 06N .0101(a)(19) for inspection when submitting the application for a shop permit.

*History Note: Authority G.S. 86A-1; 86A-13; 86A-25;*  
*Eff. February 1, 1976;*  
*Readopted Eff. February 8, 1978;*  
*Amended Eff. March 1, 1983;*  
*Legislative Objection Lodged Eff. March 7, 1983;*  
*Curative Amended Eff. April 6, 1983;*  
*Amended Eff. May 1, 1989;*  
*Readopted Eff. July 1, 2016.*

**21 NCAC 06L .0106 SEPARATION FROM OTHER BUSINESSES; RESIDENTIAL BARBER SHOPS**

- (a) When a building or room is used for both a barber shop and for some other business and the building or room does not have air conditioning, ventilation, heat outlets, or air circulation, the requirement set forth in G.S. 86B-31(a)(1)(b) for a partition between the barber shop and the other business shall be fulfilled if the partition extends from the floor up to a minimum of six feet with material from six feet to the ceiling that permits air circulation.
- (b) Notwithstanding Paragraph (a) of this Rule and Rule .0102 of this Section, when a barber shop is located within a salon licensed by the North Carolina Board of Cosmetic Art Examiners and was permitted on or after January 1, 1995, or undergoes modifications or structural renovations after that date, the area where the barber chair or chairs are located shall comply with the sanitary regulations in G.S. 86B-31 and this Subchapter not inconsistent with this Rule.
- (c) A barber shop permitted on or after July 1, 2008, that operates in a residential building shall maintain a separate entrance that shall not open off the living quarters, and shall not have any doors or openings leading to the living quarters that are unlocked during business hours. Entrance through garages or any other rooms is not permitted.
- (d) The toilet facilities or any sink in the living quarters of any residence shall not be considered to comply with the toilet facility and sink requirements in 21 NCAC 06L .0103 or the sink distance requirement in 21 NCAC 06L .0107.

*History Note: Authority G.S. 86B-31;*  
*Eff. February 1, 1976;*  
*Readopted Eff. February 8, 1978;*  
*Amended Eff. April 1, 2010; June 1, 2008; January 1, 1995; May 1, 1989; March 1, 1983;*  
*Readopted Eff. July 1, 2016;*  
*Temporary Amendment Eff. May 2, 2023.*

**21 NCAC 06L .0107 LAVATORY**

- (a) Each barber shop permitted before January 1, 1995, that is not modified or structurally renovated after that date shall have for each barber a functioning sink with hot and cold water, located at a convenient place as required by G.S. 86B-31.
- (b) For barber shops permitted on or after January 1, 1995, or that undergo modifications or structural renovation after that date, a sink shall be located within seven unobstructed linear feet of each barber chair.
- (c) Each sink of a barber shop shall have a drainpipe connected to a sewer line to drain all wastewater out of the building.

*History Note:* Authority G.S. 86B-31;  
Eff. February 1, 1976;  
Readopted Eff. February 8, 1978;  
Amended Eff. June 1, 2008; January 1, 1995; May 1, 1989;  
Readopted Eff. July 1, 2016;  
Temporary Amendment Eff. May 2, 2023.

#### **21 NCAC 06L .0108      MOVED SHOP**

*History Note:* Authority G.S. 86A-1; 86A-15;  
Eff. March 1, 1983;  
Amended Eff. September 1, 2009;  
Repealed Eff. July 1, 2016.

#### **21 NCAC 06L .0109      DISINFECTANTS**

(a) No person, barber shop, mobile barber shop, or school licensed or permitted under G.S. 86B of the North Carolina General Statutes shall use any disinfectant in the practice of barbering unless the disinfectant is received with a list of all contents and instructions for its use.

(b) Disinfectants must be:

- (1) registered with the Environmental Protection Agency as identified in Pesticide Registration List N: Disinfectants for Coronavirus (COVID-19), as set forth in 29 CFR 1910.509(b)(2); and
- (2) effective against communicable pathogens, including:
  - (A) Human immunodeficiency virus;
  - (B) Hepatitis B and C;
  - (C) Herpes;
  - (D) Influenza;
  - (E) Human coronavirus, including severe acute respiratory syndrome coronavirus 2;
  - (F) Trichophyton;
  - (G) Microsporum;
  - (H) Epidermophyton; and
  - (I) Staphylococcus.

*History Note:* Authority G.S. 86B-2; 86B-31;  
Eff. March 1, 1983;  
Amended Eff. May 1, 1989;  
Readopted Eff. July 1, 2016;  
Temporary Amendment Eff. May 2, 2023.

#### **21 NCAC 06L .0110      SANITARY CONDITION RATING**

*History Note:* Legislative Objection Lodged Eff. March 7, 1983;  
Statutory Authority G.S. 86A-15(b);  
Eff. March 1, 1983;  
Repealed Eff. May 1, 1989.

#### **21 NCAC 06L .0111      WHERE BARBER SERVICES MAY BE PERFORMED**

(a) Except as provided in this Rule, all barber services as defined in G.S. 86B-22 shall only be performed at a location or vehicle permitted by the Board as a barber shop or mobile barber shop.

(b) A licensed barber may perform barbering services in a client's home, and the home shall be exempt from the inspection requirements of G.S. 86B-31(b) under the following conditions:

- (1) The client upon whom barber services are being performed is unable, due to a medical necessity, to come to a barber shop or mobile barber shop;
- (2) The licensed barber maintains a log of each instance where this exemption is used, including the name of the client, address of the home where the services were performed, the date services were performed, and the medical necessity requiring that barber services be provided in the home. The log shall be made available to the Board and its inspectors for review; and
- (3) The licensed barber otherwise complies with G.S. 86B-31(a).

(c) For purposes of this Rule, a "client's home" includes the client's residence, nursing homes, rest homes, retirement homes, mental health institutions, and similar institutions where the client has established permanent residency.

*History Note: Authority G.S. 86B-22; 86B-31;  
Eff. June 1, 2008;  
Amended Eff. April 1, 2010;  
Readopted Eff. July 1, 2016;  
Temporary Amendment Eff. May 2, 2023.*

#### **21 NCAC 06L .0112 RENTED BOOTH SPACE**

(a) Where a barber shop rents or leases space to a barber, the Board shall hold the barbershop manager and licensee responsible for the barbering services performed in the rented or leased space and for the sanitary conditions of the rented or leased space.

(b) The Board's inspectors shall examine the entire premises of each shop irrespective of booth space allotments.

*History Note: Authority G.S. 86A-15;  
Eff. June 1, 2008;  
Readopted Eff. July 1, 2016;  
RRC objected due to lack of statutory authority and necessity Eff. April 20, 2023.*

#### **21 NCAC 06L .0113 DISEASES**

(a) No holder of a barber license, apprentice license, or barber student permit shall knowingly serve a patron:

- (1) with an open sore or sores;
- (2) exhibiting symptoms of an infectious dermatologic disease or disorder;
- (3) with parasitic infestations of the skin or hair; or
- (4) with a communicable disease that can be spread by providing barber services.

(b) No holder of a barber license, apprentice license, or student barber permit who knows he or she has an infectious dermatologic disease that can be spread by providing barbering services, infectious disease with open sore or sores on the hand or hands, parasitic infestation of the skin or hair in a communicable stage, or any other communicable disease shall provide barber service in a barber shop, mobile barber shop or, when authorized by Rule .0111 of this Section, client's home.

*History Note: Authority G.S. 86B-31;  
Eff. June 1, 2008;  
Readopted Eff. July 1, 2016;  
Temporary Amendment Eff. May 2, 2023.*

#### **21 NCAC 06L .0114 PETS PROHIBITED**

Except for service animals as defined in 28 CFR 36.104, no animals shall be permitted in a barber shop or mobile barber shop.

*History Note: Authority G.S. 86B-31;  
Eff. June 1, 2008;  
Amended Eff. September 1, 2013;  
Readopted Eff. July 1, 2016;  
Temporary Amendment Eff. May 2, 2023.*

## **21 NCAC 06L .0115      INSPECTIONS OF SHOPS**

(a) The Board's Executive Director and its inspectors may enter and make inspections of any barber shop or mobile barber shop during the business hours of the barber shop or mobile barber shop for the purpose of determining whether G.S. 86B and the Board's rules are being followed. Persons authorized to inspect barber shops or mobile barber shops shall prepare a report according to Rule .0119 of this Section. The report shall be signed by the inspector and shall be available free of charge upon request by any member of the public. The Board shall provide a copy of any violation notice to the barber shop or mobile barber shop.

(b) The Board's Executive Director and its inspectors shall inspect all areas of the barber shop or mobile barber shop, including the backstand, drawers, cabinets, closets, or other enclosures.

(c) The Board's Executive Director and its inspectors shall determine and assign numerical and letter sanitary grades to a barber shop or mobile barber shop following inspections as set forth in Rules .0118 and .0119 of this Section.

*History Note:*     *Authority G.S. 86B-2; 86B-31;*  
                          *Eff. June 1, 2008;*  
                          *Amended Eff. April 1, 2010;*  
                          *Readopted Eff. July 1, 2016;*  
                          *Amended Eff. January 1, 2017;*  
                          *Temporary Amendment Eff. May 2, 2023.*

## **21 NCAC 06L .0116      LICENSE VERIFICATION**

All barber shops and mobile barber shops shall verify that any licensee employed in the barber shop or mobile barber shop is the person whose name appears on the license or permit before allowing the licensee to perform barbering services in the barber shop or mobile barber shop. This verification shall be based on government issued identification.

*History Note:*     *Authority G.S. 86B-21; 86B-33;*  
                          *Eff. June 1, 2008;*  
                          *Amended Eff. April 1, 2010;*  
                          *Readopted Eff. July 1, 2016;*  
                          *Amended Eff. January 1, 2018;*  
                          *Temporary Amendment Eff. May 10, 2023.*

## **21 NCAC 06L .0117      GENERAL SANITATION**

All barber shops and mobile barber shops shall remain free of rodents, rodent feces or urine, vermin, insects, insect frass, mold, mildew, or water damage.

*History Note:*     *Authority G.S. 86B-31;*  
                          *Eff. June 1, 2008;*  
                          *Readopted Eff. July 1, 2016;*  
                          *Temporary Amendment Eff. May 2, 2023.*

## **21 NCAC 06L .0118      SANITARY RATINGS AND POSTING OF RATINGS**

(a) The sanitary rating of a barber shop or mobile barber shop shall be based on a system of grading outlined in Rule .0119 of this Section. Based on the grading, all establishments shall be rated in the following manner:

- (1) all establishments receiving a sanitary rating of at least 90 percent shall be awarded a grade A;
- (2) all establishments receiving a sanitary rating of at least 80 percent, and less than 90 percent, shall be awarded a grade B; and
- (3) a sanitary rating of less than 80 percent shall be awarded a failing grade.

(b) Every barber shop or mobile barber shop shall be given a sanitary rating.

(c) The sanitary rating of A, B, or failing given to a barber shop or mobile barber shop shall be posted at all times in a conspicuous place, defined as a place inside the barber shop or mobile barber shop easily seen by the public.

(d) No barber shop or mobile barber shop receiving an initial inspection shall be permitted to operate with a grade of less than 80 percent.

(e) Barber inspectors shall give each barber shop and mobile barber shop a new sanitary rating card upon initial inspection.

*History Note:*     *Authority G.S. 86B-2; 86B-31;*

*Eff. June 1, 2008;*  
*Amended Eff. September 1, 2013;*  
*Readopted Eff. October 1, 2016;*  
*Amended Eff. April 1, 2022;*  
*Temporary Amendment Eff. May 2, 2023.*

**21 NCAC 06L .0119      SYSTEMS OF GRADING BARBER SHOPS, MOBILE BARBER SHOPS, AND BARBER SCHOOLS**

The system of grading the sanitary rating of all barber shops, mobile barber shops, and schools shall be as follows, setting forth areas to be inspected and the maximum points given for compliance. In cases where barber shops, mobile barber shops, or schools are exempt from specific rules cross-referenced below, the barber shop or school shall receive the maximum points for that listing:

- (1) whether the entrance and waiting area are sanitary 2;
- (2) whether the business complies with the applicable requirements for hot and cold running water, plumbing or a septic system for removal of sewage, and disposal of wastewater 2;
- (3) whether the walls and floors:
  - (a) comply with 21 NCAC 06F .0101(b)(8) for barber schools, Rule .0103(b) of this Section for barber shops, or Rule .0202(4) of this Subchapter for mobile barber shops 9;
  - (b) are sanitary 7;
- (4) whether the barber shop, mobile barber shop, or school is well-lighted and well-ventilated, with sanitary windows, fixtures, and ventilation surfaces 3;
- (5) whether the toilets or lavatories:
  - (a) are sanitary and well-ventilated 5;
  - (b) have soap and disposable towels 5;
  - (c) have hot and cold running water 2;
- (6) whether each person working as a barber is sanitary in person and dress 1;
- (7) for towels and linens:
  - (a) whether there is a supply of sanitary towels 2;
  - (b) whether clean towels are stored separately as set forth in 21 NCAC 06F .0101(b)(12) for barber schools, Rule .0103(e) of this Section for barber shops, or Rule .0202 of this Subchapter for mobile barber shops 3;
  - (c) whether barbers have a sanitary hair cloth or cape for clients 1;
- (8) whether there is a soiled towel receptacle that meets the requirements set forth in G.S. 86B-31(a)(2)(d) 4;
- (9) for tools and instruments:
  - (a) whether disinfectants used by the barber shop or school are registered with the federal Environmental Protection Agency as identified in Pesticide Registration List N: Disinfectants for Coronavirus (COVID-19), as set forth in Title 29 CFR 1910.509(b)(2) 4;
  - (b) whether disinfectants are used according to manufacturer instructions 4;
  - (c) whether all implements are cleaned and disinfected and, when not in use, stored in a tool cabinet as set forth in 21 NCAC 06F .0101(b)(11) for barber schools, Rule .0103(a) of this Section for barber shops, or Rule .0202(1) of this Subchapter 8;
- (10) for working areas:
  - (a) whether the work stand is sanitary 3;
  - (b) whether sinks are sanitary 2;
  - (c) whether jars and containers are sanitary and disinfected 1;
  - (d) whether the work area is free from equipment that is unnecessary to provide barbering services, and whether articles in the work area are sanitary 1;
- (11) whether the license or permit is current and posted as set forth in G.S. 86B-33 10;
- (12) whether the sanitary rules and regulations are posted in a conspicuous place as set forth in G.S. 86B-31(b) 1;
- (13) whether there are sterilizing containers and solutions that are used according to manufacturer instructions 20.

*History Note:* Authority G.S. 86B-2; 86B-31; 86B-33;  
Eff. June 1, 2008;  
Amended Eff. September 1, 2013;  
Readopted Eff. October 1, 2016;  
Amended Eff. April 1, 2018;  
Temporary Amendment Eff. May 2, 2023.

#### **21 NCAC 06L .0120 NOTIFICATION OF CHANGE OF ADDRESS**

The barber shop or mobile barber shop shall notify the Board of a change in the barber shop's or mobile barber shop's mailing address or, if changed by the United States Postal Service, the physical address, within five business days of the change.

*History Note:* Authority G.S. 86B-21;  
Eff. September 1, 2009;  
Readopted Eff. July 1, 2016;  
Temporary Amendment Eff. May 2, 2023.

### **SECTION .0200 – MOBILE BARBER SHOPS**

#### **21 NCAC 06L .0201 VEHICLES**

- (a) Only the following vehicle types shall qualify as mobile barber shops:
- (1) a motor home as defined in G.S. 20-4.01(27)(k); or
  - (2) a self-contained, self-supporting, enclosed mobile vehicle that is at least 16 feet in length and that is not a towed unit or trailer.
- (b) The vehicle shall have capacity for the barber to be able to maneuver around the barber chair and safely provide barbering services.
- (c) The vehicle shall have ventilation and air circulation through the use of fans or a heating, ventilation, and air conditioning system.
- (d) Mobile homes, motor homes, trailers, or any type of recreational vehicle approved before January 1, 2023, as permanently affixed barber shops are not authorized to operate as mobile barber shops unless they meet the requirements of this Section and 21 NCAC 06N .0116.
- (e) Mobile barber shops shall display the name of the mobile barber shop and permit number on the outside of the vehicle so that the name and permit number can be seen by the public from a distance of 50 yards.

*History Note:* Authority G.S. 86B-30;  
Temporary Adoption Eff. May 2, 2023.

#### **21 NCAC 06L .0202 EQUIPMENT**

Mobile barber shops shall:

- (1) have at least one cabinet for barbering equipment that is constructed of material that may be sanitized;
- (2) have safety catches for all storage cabinet doors and securely anchor to the mobile vehicle all equipment not stored in cabinets;
- (3) have at least one covered container made of noncorrosive metal or plastic, where all hair clippings, refuse, and other waste materials shall be deposited;
- (4) have smooth finished walls and floors;
- (5) have at least one barber chair, with all barber chairs covered with a smooth, non-porous surface, such as vinyl or leather, that is easily cleaned as required by G.S. 86B-31(a)(2)(c);
- (6) maintain a supply of clean towels sufficient to provide barbering services;
- (7) have a cabinet, or other method of storage, such that clean towels are stored separate from used towels; and
- (8) ensure that all equipment and tools used in the practice of barbering as set forth in G.S. 86B-22 are maintained in sanitary and good operating condition as required by G.S. 86B-31(a)(2).

*History Note:* Authority G.S. 86B-30;  
Temporary Adoption Eff. May 2, 2023.

#### **21 NCAC 06L .0203 TOILETS, SINKS, SEWAGE, AND WASTEWATER**

Mobile barber shops shall:

- (1) be equipped with at least one functional sink with potable, running hot and cold water, with the sink available for use by both mobile barber shop personnel and clients;
- (2) have hot water tanks with a minimum capacity of six gallons;
- (3) provide soap and disposable towels for all sinks;
- (4) be equipped with at least one self-contained, recirculating, flush chemical toilet with a holding tank, with the toilet available for use by both mobile barber shop personnel and clients;
- (5) comply with all applicable federal, state, and local commercial, transportation, and environmental statutes and rules related to the disposal of sewage and wastewater; and
- (6) immediately cease operation when:
  - (a) wastewater storage capacity has been reached;
  - (b) the toilets do not function;
  - (c) the sinks do not have potable, running hot and cold water;
  - (d) there is no longer an adequate supply of clean water to complete barbering services; or
  - (e) there is no longer adequate wastewater capacity to complete barbering services.

*History Note: Authority G.S. 86B-30;  
Temporary Adoption Eff. May 2, 2023.*

#### **21 NCAC 06L .0205 MONTHLY REPORTS OF LOCATIONS**

(a) Mobile barber shops shall submit a report at the website address in 21 NCAC 06A .0102(c) by the last day of each month showing where they will provide services for the upcoming month. This report shall include the following for each day of the month:

- (1) the address where the mobile barber shop will operate; and
- (2) the hours when the mobile barber shop will operate at each location.

(b) If a mobile barber shop wishes to operate at a new or different location than what was listed in the report required by Subparagraph (a)(1) of this Rule, it must submit a revised report at the website address in 21 NCAC 06A .0102(c):

- (1) at least one business day before a location change if the new location is more than 20 miles away from the originally reported location;
- (2) at least one business day in advance for a new location and time that was not on the original report; or
- (3) at least four hours before the start time reported in Subparagraph (a)(2) of this Rule if the new location is fewer than 20 miles away from the originally reported location.

(c) Mobile barber shops may operate up to half a mile away from the location reported in this Rule without having to submit a revised report.

(d) Mobile barber shops are prohibited from operating at a location except as listed in the report required by this Rule.

*History Note: Authority G.S. 86B-30;  
Temporary Adoption Eff. May 2, 2023.*