

Notice of Proposed Rule

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
Barbers' Board

RULE NO: RULE TITLE

[61G3-21.012](#): Notice of Non-Compliance

PURPOSE AND EFFECT: The proposed rule amendment requires the barbers laminate and display their license until the license is inactive.

SUMMARY: The proposed rule amendment imposes penalties on licensees who do not laminate their licenses accordance with Rule 61G3-19.009, F.A.C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A Statement of Estimated Regulatory Costs has been prepared. Approximately 101 notices of non-compliance will be issued for barbers, restricted barbers, and barber assistants not having their current license laminated within a 12 month period after the rule became effective. The following reflects the number of notices of non-compliance that were issued to barbers for minor violations for the last Fiscal Years:

Fiscal Year 2005 to 2006, 230 notices of non-compliance was issued;

Fiscal Year 2006 to 2007, 191 notices of non-compliance was issued and;

Fiscal Year 2007 to 2008, 251 notices of non-compliance was issued.

The number of barbers who failed to comply with the new lamination requirement, pursuant to Rule 61G3-19.009, F.A.C., which became effective July 1, 2008, is expected to decrease after the first year as barbers become more familiar with the new requirement. The Board determined the proposed change to the rule is not expected to have an impact on small businesses unless a citation is issued. If a citation is issued the fine will be \$50.00 to \$250.00 per violation, and costs.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: [476.064\(4\) FS.](#)LAW IMPLEMENTED: [455.225\(3\) FS.](#)

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robyn Barineau, Executive Director, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G3-21.012 Notice of Non-Compliance.

(1)(a) through (b) No change.

(c) Rule 61G3-19.009, F.A.C. – failure to lamine and display license as long as license is current.

(d) No change.

(2) No change.

Rulemaking Specific Authority 476.064(4) FS. Law Implemented 455.225(3) FS. History–New 12-22-94, Amended 2-14-96, 5-1-96, 11-6-97,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Barbers' Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Barbers' Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 31, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 3, 2008