

**CHAPTER 43-38**  
**ELECTROLOGISTS AND ELECTRONIC HAIR REMOVAL TECHNICIANS**

**43-38-01. Definitions.**

In this chapter unless the context or subject matter otherwise requires:

1. "Department" means the department of health and human services.
2. "Electrologist" means a qualified and licensed person proficient in the removal of hair by means of the electric needle.
3. "Electrolysis" means the removal of superfluous hair by use of the electric needle or electronic process.
4. "Electronic hair removal technician" means a qualified and licensed person proficient in the removal of hair by means of an electronic process other than the electric needle.

**43-38-02. Electrologist and electronic hair removal technician licensure - Duties of state health council.**

The department shall issue an electrologist's or electronic hair removal technician's license. The annual license must be determined annually but may not exceed fifty dollars for new licenses and not exceed twenty-five dollars for relicensure.

**43-38-03. Rulemaking authority of department of health and human services.**

1. The department shall establish standards, rules, and regulations that are found necessary for the maintenance of public health, including sanitation and disease control. The department has the following powers:
  - a. To establish minimum age levels.
  - b. To establish education and training levels for electrologists and electronic hair removal technicians.
  - c. To issue, deny, suspend, or revoke licenses.
  - d. To develop application and licensure forms.
  - e. To promulgate such requirements as may be found necessary to carry out the intent of this chapter.
2. All electrologists and electronic hair removal technicians practicing in North Dakota prior to July 1, 1979, may, without examination, be issued a license by the department upon proof, satisfactory to the department, of having met the qualifications.

**43-38-04. Penalty.**

Any person who holds out as an electrologist or an electronic hair removal technician without having met the requirements and without an annual license or violates any of the provisions of this chapter or rules and regulations promulgated hereunder is guilty of an infraction.