



OFFICE OF LEGISLATIVE SERVICES
ADMINISTRATIVE RULES
STATE HOUSE ANNEX
25 CAPITOL STREET, ROOM 234
CONCORD, NH 03301

Rulemaking Notice Form

Notice Number: 2026-208

Rule Number: Bar 401, Bar 403, Bar 404

1. **Agency:** Board of Barbering, Cosmetology and Esthetics
Agency Address: Board of Barbering, Cosmetology and Esthetics
c/o Office of Professional Licensure and Certification,
7 Eagle Square,
Concord, NH 03301
2. **RSA Authority:** RSA 313-A:8, III, VIII
3. **Federal Authority:** N/A
4. **Action(s):** Adoption, Repeal
5. **Short Title:** Renewals
6. **(a) Summary of what the rule says and of any proposed amendments including whether the rule implements a state statute for the first time:**

The Board of Barbering, Cosmetology and Esthetics (Board) proposes to repeal Bar 401 on Renewal and Bar 404 on Inspections and Forms.

The Board proposes to adopt Bar 401.01 rules on license renewal for apprentices; school instructors; shop apprentice sponsors; barber; cosmetologists; estheticians; manicurists; and master barbers.

Bar 402 rules on disciplinary matters were adopted by the Board on February 23, 2026, effective April 24, 2026, and are not part of this proposal.

☒ **Does this rule implement a state statute for the first time?**
If yes, please explain:

Laws of 2023, Chapter 235:8, effective July 15, 2023
Laws of 2024, Chapter 327:24, effective July 1, 2024

Laws of 2024, Chapter 327:26, effective July 1, 2024
Laws of 2024, Chapter 364:3, effective October 22, 2024
Laws of 2024, Chapter 379:1, effective December 9, 2024
Laws of 2025, Chapter 161:42, effective September 13, 2025

6. (b) Brief description of the groups affected:

Licensees seeking to renew a license under Chapter 313-A are affected by the proposed rule.

6. (c) Specific section or sections of state statute or federal statute or regulation which the rule is intended to implement:

Rule	Specific State Statutes Which the Rule Implements
Bar 401.01 (b) & (d) (repeal)	
Bar 401.01 (c), (i), (k), (l), & (m) (repeal)	
Bar 401.01	RSA 310:6; RSA 313-A:8, III, RSA 313-A:20
Bar 401.02 (repeal)	
Bar 404.01(repeal)	
Bar 404.02 (repeal)	
Bar 404.03 (repeal)	
Bar 404.04 (repeal)	
Bar 404.05 (repeal)	
Bar 404.06 - Bar 404.12 (repeal)	

7. Contact person for copies and questions including requests to accommodate persons with disabilities:

Name: Chantell Wheeler	Title: Rules Administrator
Address: Office of Professional Licensure and Certification, 7 Eagle Square, Concord, NH 03301	Phone Number: (603) 271-8311
	FAX Number:
	Email: OPLC-Rules@oplc.nh.gov

8. **Deadline for submission of materials in writing or, if practicable for the agency, in the electronic format specified:**

Tuesday, November 24, 2026

☐ **Fax**
☒ **Email** OPLC-Rules@oplc.nh.gov
☐ **Other**

9. **Public hearing scheduled for:**

Date: Monday, November 16, 2026

Time: 9:10 AM

Place: Office of Professional Licensure and Certification,
7 Eagle Square,
Concord, NH 03301

Electronic Access, if applicable: N/A

10. **Fiscal Impact Statement (Prepared by Legislative Budget Assistant):**

FIS #: 26:153, dated: Tuesday, September 8, 2026

1. Comparison of the costs of the proposed rule(s) to the existing rule(s):

There is no difference in costs when comparing the proposed rules to the existing rules. Not applicable to the various rules being repealed or Bar 401.01 which is a new rule.

2. Cite the Federal mandate. Identify the impact on state funds:

No federal mandate, no impact on state funds.

3. Cost and benefits of the proposed rule(s):

The fee provision referenced in Bar 401.01 is applicable to Plc 1002.07, relative to application processing and licensing fees for the professions regulated by the Board of Barbering, Cosmetology, and Esthetics.

Additionally, the fines referenced in the various repealed rules are applicable to RSA 310:12, I(e), relative to administrative fines.

A. To State general or State special funds:

None.

B. To State citizens and political subdivisions:

Any individual holding a school instructor license or shop apprentice sponsor license will see an increase in costs as they are required under proposed Bar 401.01 (c) to complete 6 hours of continuing education in the 24 months preceding renewal. None to political subdivisions.

C. To independently owned businesses:

None.

11. Statement Relative to Part I, Article 28-a of the N.H. Constitution:

The rules do not apply to political subdivisions. The rules thus do not mandate or assign any new, expanded, or modified programs or responsibilities to any political subdivision in such a way as to necessitate additional local expenditures and so do not violate Part I, Article 28-a of the N.H. Constitution.