



STATE of NEBRASKA

Board of Barber Examiners
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March 19, 2026

To Whom It May Concern:

Please find attached the seventeen (17) regulation review forms required, per Neb. Rev. Stat. § 84-904 (Supp. 2025), to be submitted by the Nebraska Board of Barber Examiners.

The following are the regulation review forms being submitted:

1. Regulation Review Form for Title 51, Chapter 1, Definitions
2. Regulation Review Form for Title 51, Chapter 2, Licensing of Individuals
3. Regulation Review Form for Title 51, Chapter 3, Barber Shop Licensing
4. Regulation Review Form for Title 51, Chapter 4, Change of Ownership, Barber Shop
5. Regulation Review Form for Title 51, Chapter 5, Barber Schools
6. Regulation Review Form for Title 51, Chapter 6, Inspection Procedures
7. Regulation Review Form for Title 51, Chapter 7, Infection Control Guidelines
8. Regulation Review Form for Title 51, Chapter 8, School Bonds and Exception
9. Regulation Review Form for Title 51, Chapter 9, Examinations
10. Regulation Review Form for Title 51, Chapter 10, Complaints and Reinstatement
11. Regulation Review Form for Title 51, Chapter 11, Issuance of Licenses, Permits and Certification
12. Regulation Review Form for Title 51, Chapter 12, Minimum Curriculum and Requirements for approved Schools of Barbering
13. Regulation Review Form for Title 51, Chapter 13, Sanitary and Safety Rules Regulating Barber Shops and Schools.
14. Regulation Review Form for Title 51, Chapter 14, Practice and Procedure for Hearings in Contested Cases
15. Regulation Review Form for Title 51, Chapter 15, Petitioning for Rulemaking
16. Regulation Review Form for Title 51, Chapter 16, Declaratory Orders
17. Regulation Review Form for Title 51, Chapter 17, Procedures for Negotiated Rulemaking

Please contact us with any questions or concerns.

Sincerely,

A handwritten signature in cursive script that reads "Kenneth J. Allen".

Kenneth J. Allen, Director
Nebraska Board of Barber Examiners

Regulation Review Form (1)

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Board of Barber Examiners

Responsible Division or Board (if applicable):

N/A

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3)

51 NAC Chapter 1

Rule and Regulation Title:

Definitions

Brief explanation of the reason for the Rule / Regulation:

This chapter gives exact meaning of words which have importance in the remaining chapters.

Statutory Authority

Nebraska Statute – Requires/Authorizes Regulation?

Yes **No**

If yes, provide citation(s)

Neb. Rev. Stat. § 71-223. Board; rules and regulations; inspections; record of proceedings.

The board shall have authority to adopt and promulgate reasonable rules and regulations for the administration of the Barber Act. ...

Federal Statute/Mandate – Requires/Authorizes Regulation?

Yes **No**

If yes, provide citation(s)

N/A

Would changes require federal review/approval?

Yes **No**

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?
 Yes No

2. Do the costs of the rule or regulation outweigh the benefits?
 Yes No

If yes, provide explanation:

N/A

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?
 Yes No

4. Has a less restrictive alternative been considered?
 Yes No

If No, provide explanation as to why a less restrictive alternative was not considered:

These definitions are not restrictive, they help define the rules and regulations.

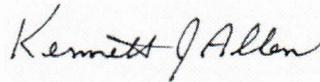
5. Was the rule or regulation promulgated as a result of:
 State Statutory Requirements Federal Statute/Mandate Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: _____ Ken Allen, Executive Director

Signature of Agency Review Designee:



Regulation Review Form (2)

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Board of Barber Examiners

Responsible Division or Board (if applicable):

N/A

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3)

51 NAC Chapter 2

Rule and Regulation Title:

Licensing of Individuals

Brief explanation of the reason for the Rule / Regulation:

This chapter lists the information required to issue individual licenses to barbers, assistant instructors and instructors.

Statutory Authority

Nebraska Statute – Requires/Authorizes Regulation?

Yes No

If yes, provide citation(s)

Neb. Rev. Stat. § 71-223. Board; rules and regulations; inspections; record of proceedings.

The board shall have authority to adopt and promulgate reasonable rules and regulations for the administration of the Barber Act. ...

Federal Statute/Mandate – Requires/Authorizes Regulation?

Yes No

If yes, provide citation(s)

N/A

Would changes require federal review/approval?

Yes No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

Yes No

2. Do the costs of the rule or regulation outweigh the benefits?

Yes No

If yes, provide explanation:

N/A

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

Yes No

4. Has a less restrictive alternative been considered?

Yes No

If No, provide explanation as to why a less restrictive alternative was not considered:

Keeping the names and information of our licensees is required to renew a license and to contact individuals if the need arises.

5. Was the rule or regulation promulgated as a result of:

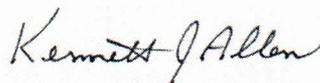
State Statutory Requirements Federal Statute/Mandate Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: _____ Ken Allen, Executive Director

Signature of Agency Review Designee:



Regulation Review Form (3)

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Board of Barber Examiners

Responsible Division or Board (if applicable):

N/A

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3)

51 NAC Chapter 3

Rule and Regulation Title:

Barber Shop Licensing

Brief explanation of the reason for the Rule / Regulation:

This chapter defines barber shop application information required, the minimum requirements needed to open a barber shop.

Statutory Authority

Nebraska Statute – Requires/Authorizes Regulation?

Yes No

If yes, provide citation(s)

Neb. Rev. Stat. § 71-223. Board; rules and regulations; inspections; record of proceedings.

The board shall have authority to adopt and promulgate reasonable rules and regulations for the administration of the Barber Act. ...

Federal Statute/Mandate – Requires/Authorizes Regulation?

Yes No

If yes, provide citation(s)

N/A

Would changes require federal review/approval?

Yes No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

Yes No

2. Do the costs of the rule or regulation outweigh the benefits?

Yes No

If yes, provide explanation:

N/A

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

Yes No

4. Has a less restrictive alternative been considered?

Yes No

If No, provide explanation as to why a less restrictive alternative was not considered:

The minimum requirements of a barber shop are deemed necessary for public health and safety.

5. Was the rule or regulation promulgated as a result of:

State Statutory Requirements Federal Statute/Mandate Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: _____ Ken Allen, Executive Director

Signature of Agency Review Designee:

Kenneth J. Allen

Regulation Review Form (4)

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Board of Barber Examiners

Responsible Division or Board (if applicable):

N/A

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3)

51 NAC Chapter 4

Rule and Regulation Title:

Change of Ownership, Barber Shop

Brief explanation of the reason for the Rule / Regulation:

This chapter defines barber shop change of ownership application information required for licensing.

Statutory Authority

Nebraska Statute – Requires/Authorizes Regulation?

Yes **No**

If yes, provide citation(s)

Neb. Rev. Stat. § 71-223. Board; rules and regulations; inspections; record of proceedings.

The board shall have authority to adopt and promulgate reasonable rules and regulations for the administration of the Barber Act. ...

Federal Statute/Mandate – Requires/Authorizes Regulation?

Yes **No**

If yes, provide citation(s)

N/A

Would changes require federal review/approval?

Yes **No**

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

Yes No

2. Do the costs of the rule or regulation outweigh the benefits?

Yes No

If yes, provide explanation:

N/A

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

Yes No

4. Has a less restrictive alternative been considered?

Yes No

If No, provide explanation as to why a less restrictive alternative was not considered:

The information required for the Change of Ownership application is necessary for licensing the shop.

5. Was the rule or regulation promulgated as a result of:

State Statutory Requirements Federal Statute/Mandate Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: _____ Ken Allen, Executive Director

Signature of Agency Review Designee:

Kenneth J. Allen

Regulation Review Form (5)

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Board of Barber Examiners

Responsible Division or Board (if applicable):

N/A

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3)

51 NAC Chapter 5

Rule and Regulation Title:

Barber Schools

Brief explanation of the reason for the Rule / Regulation:

This chapter lists the minimum requirements necessary to apply for a barber school license, change of ownership and barber school change of location.

Statutory Authority

Nebraska Statute – Requires/Authorizes Regulation?

Yes No

If yes, provide citation(s)

Neb. Rev. Stat. § 71-223. Board; rules and regulations; inspections; record of proceedings.

The board shall have authority to adopt and promulgate reasonable rules and regulations for the administration of the Barber Act. ...

Neb. Rev. Stat. § 71-208. Barber School or College; requirements for approval; course of instruction; standards set by rules and regulations.

Federal Statute/Mandate – Requires/Authorizes Regulation?

Yes No

If yes, provide citation(s)

N/A

Would changes require federal review/approval?

Yes No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

Yes No

2. Do the costs of the rule or regulation outweigh the benefits?

Yes No

If yes, provide explanation:

N/A

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

Yes No

4. Has a less restrictive alternative been considered?

Yes No

If No, provide explanation as to why a less restrictive alternative was not considered:

The information required for the Barber Schools application is necessary for licensing the schools and to protect the students monetary investment for school enrollment.

5. Was the rule or regulation promulgated as a result of:

State Statutory Requirements Federal Statute/Mandate Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: _____ Ken Allen, Executive Director

Signature of Agency Review Designee:

Kenneth J. Allen

Regulation Review Form (6)

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Board of Barber Examiners

Responsible Division or Board (if applicable):

N/A

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3)

51 NAC Chapter 6

Rule and Regulation Title:

Inspection Procedures

Brief explanation of the reason for the Rule / Regulation:

This chapter details the procedure of inspections of barber shop or school done by the Barber Board.

Statutory Authority

Nebraska Statute – Requires/Authorizes Regulation?

Yes No

If yes, provide citation(s)

Neb. Rev. Stat. § 71-223. Board; rules and regulations; inspections; record of proceedings.

The board shall have authority to adopt and promulgate reasonable rules and regulations for the administration of the Barber Act. Any member of the board, its agents, or its assistants shall have authority to enter upon and to inspect any barber shop or barber school at any time during business hours. ...

71-223.01. Barber shops and barber schools; sanitary requirements; inspections.

The board shall by rules and regulations duly adopted prescribe sanitary requirements for barber shops and barber schools. The board or its employees shall regularly inspect all barber shops and barber schools in this state to insure compliance with such regulations. Such sanitary requirements and inspections shall include all activities, in addition to barbering as defined in section 71-202, taking place on the licensed premises....

Federal Statute/Mandate – Requires/Authorizes Regulation?

Yes No

If yes, provide citation(s)

N/A

Would changes require federal review/approval?

Yes No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

Yes No

2. Do the costs of the rule or regulation outweigh the benefits?

Yes No

If yes, provide explanation:

N/A

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

Yes No

4. Has a less restrictive alternative been considered?

Yes No

If No, provide explanation as to why a less restrictive alternative was not considered:

The inspection procedures ensure that barber shops and barber schools are following sanitary practices and properly licensed.

5. Was the rule or regulation promulgated as a result of:

State Statutory Requirements Federal Statute/Mandate Court Decision

Provide citation(s):

**Neb. Rev. Stat. § 71-223. Board; rules and regulations; inspections; record of proceedings.
Neb. Rev. Stat. § 71-223.01. Barber shops and barber schools; sanitary requirements; inspections.**

Name of Agency Review Designee: _____ Ken Allen, Executive Director

Signature of Agency Review Designee:

Kenneth J. Allen

Regulation Review Form (7)

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Board of Barber Examiners

Responsible Division or Board (if applicable):

N/A

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3)

51 NAC Chapter 7

Rule and Regulation Title:

INFECTION CONTROL GUIDELINES

Brief explanation of the reason for the Rule / Regulation:

This chapter details the infection control guidelines for barbers, students of barbering, universal precautions and procedures.

Statutory Authority

Nebraska Statute – Requires/Authorizes Regulation?

Yes No

If yes, provide citation(s)

Neb. Rev. Stat. § 71-223. Board; rules and regulations; inspections; record of proceedings.

The board shall have authority to adopt and promulgate reasonable rules and regulations for the administration of the Barber Act.

Federal Statute/Mandate – Requires/Authorizes Regulation?

Yes No

If yes, provide citation(s)

N/A

Would changes require federal review/approval?

Yes No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

Yes No

2. Do the costs of the rule or regulation outweigh the benefits?

Yes No

If yes, provide explanation:

This Regulation outlines processes and requirements for barbers to keep themselves and the public safe.

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

Yes No

4. Has a less restrictive alternative been considered?

Yes No

If No, provide explanation as to why a less restrictive alternative was not considered:

Public health and safety are the most important responsibilities of the Barber Board.

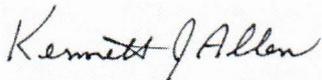
5. Was the rule or regulation promulgated as a result of:

State Statutory Requirements Federal Statute/Mandate Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: _____ Ken Allen, Executive Director

Signature of Agency Review Designee: 

Regulation Review Form (8)

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Board of Barber Examiners

Responsible Division or Board (if applicable):

N/A

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3)

51 NAC Chapter 8

Rule and Regulation Title:

SCHOOL BONDS AND EXCEPTION

Brief explanation of the reason for the Rule / Regulation:

This chapter outlines the school requirements of securing a surety bond or participates in the assessment program established under sections §§ 85-1654 to §§ 85-1658 relating to the Tuition Recovery Cash Fund.

Statutory Authority

Nebraska Statute – Requires/Authorizes Regulation?

Yes **No**

If yes, provide citation(s)

Neb. Rev. Stat. § 71-223. Board; rules and regulations; inspections; record of proceedings.

The board shall have authority to adopt and promulgate reasonable rules and regulations for the administration of the Barber Act.

§ 71-208.04. Barber school or college; bond; conditions; exceptions.

Federal Statute/Mandate – Requires/Authorizes Regulation?

Yes **No**

If yes, provide citation(s)

N/A

Would changes require federal review/approval?

Yes **No**

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?
 Yes No

2. Do the costs of the rule or regulation outweigh the benefits?
 Yes No

If yes, provide explanation:

This Regulation requires barber schools to insure means to repay a student's tuition if necessary.

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?
 Yes No

4. Has a less restrictive alternative been considered?
 Yes No

If No, provide explanation as to why a less restrictive alternative was not considered:

This Regulation protects the student from loss of tuition from a school, this is the best means to protect the student.

5. Was the rule or regulation promulgated as a result of:
 State Statutory Requirements Federal Statute/Mandate Court Decision

Provide citation(s):

§§ 71-208.04. Barber school or college; bond; conditions; exceptions.

§§ 85-1654 to §§ 85-1658 Tuition Recovery Cash Fund; established; use; investment.

Name of Agency Review Designee: _____ Ken Allen, Executive Director

Signature of Agency Review Designee:

Kenneth J. Allen

Regulation Review Form (9)

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Board of Barber Examiners

Responsible Division or Board (if applicable):

N/A

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3)

51 NAC Chapter 9

Rule and Regulation Title:

Examinations

Brief explanation of the reason for the Rule / Regulation:

This chapter covers all of the aspects of the Barber Examination, beginning with the application requirements, exam dates and locations, written and practical examination topics, passing scores and examination certification.

Statutory Authority

Nebraska Statute – Requires/Authorizes Regulation?

Yes **No**

If yes, provide citation(s)

Neb. Rev. Stat. § 71-223. Board; rules and regulations; inspections; record of proceedings.

The board shall have authority to adopt and promulgate reasonable rules and regulations for the administration of the Barber Act.

§ 71-209. Examinations; application; fee.

Federal Statute/Mandate – Requires/Authorizes Regulation?

Yes **No**

If yes, provide citation(s)

N/A

Would changes require federal review/approval?

Yes **No**

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

Yes No

2. Do the costs of the rule or regulation outweigh the benefits?

Yes No

If yes, provide explanation:

Successfully passing an examination is often the only method to determine the knowledge, skills and safe practices of an applicant.

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

Yes No

4. Has a less restrictive alternative been considered?

Yes No

If No, provide explanation as to why a less restrictive alternative was not considered:

Due to the protection, safety and welfare of the public the Board finds that passing the license examination is the best practice to determine the knowledge, skill and safe practice of an applicant.

5. Was the rule or regulation promulgated as a result of:

State Statutory Requirements Federal Statute/Mandate Court Decision

Provide citation(s):

§ 71-209. Examinations; application; fee.

Name of Agency Review Designee: _____ Ken Allen, Executive Director

Signature of Agency Review Designee:

Kenneth J. Allen

Regulation Review Form (10)

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Board of Barber Examiners

Responsible Division or Board (if applicable):

N/A

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3)

51 NAC Chapter 10

Rule and Regulation Title:

Complaints and Reinstatement

Brief explanation of the reason for the Rule / Regulation:

This Chapter is guidance for handling complaints

Statutory Authority

Nebraska Statute – Requires/Authorizes Regulation?

Yes No

If yes, provide citation(s)

Neb. Rev. Stat. § 71-223. Board; rules and regulations; inspections; record of proceedings.

The board shall have authority to adopt and promulgate reasonable rules and regulations for the administration of the Barber Act.

Federal Statute/Mandate – Requires/Authorizes Regulation?

Yes No

If yes, provide citation(s)

N/A

Would changes require federal review/approval?

Yes No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

Yes No

2. Do the costs of the rule or regulation outweigh the benefits?

Yes No

If yes, provide explanation:

The Board investigates all complaints.

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

Yes No

4. Has a less restrictive alternative been considered?

Yes No

If No, provide explanation as to why a less restrictive alternative was not considered:

The Board takes complaints seriously to help protect the public.

5. Was the rule or regulation promulgated as a result of:

State Statutory Requirements Federal Statute/Mandate Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: _____ Ken Allen, Executive Director

Signature of Agency Review Designee:

Kenneth J. Allen

Regulation Review Form (11)

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Board of Barber Examiners

Responsible Division or Board (if applicable):

N/A

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3)

51 NAC Chapter 11

Rule and Regulation Title:

Issuance of Licenses, Permits and Certification

Brief explanation of the reason for the Rule / Regulation:

This chapter is guidance to the Board on issuing permits, licenses and certificates.

Statutory Authority

Nebraska Statute – Requires/Authorizes Regulation?

Yes No

If yes, provide citation(s)

Neb. Rev. Stat. § 71-223. Board; rules and regulations; inspections; record of proceedings.

The board shall have authority to adopt and promulgate reasonable rules and regulations for the administration of the Barber Act.

§ 71-204. Barber; certificate; qualifications required.

§ 71-207.2. Barber school; application for certificate of registration; proof required; factors to be considered in passing on application.

§ 71-217. Barbering; certificate; denial, suspension, or revocation; grounds.

§ 71-218. Certificate; refusal, suspension, or revocation; notice; hearing; powers of board; powers of district court.

Federal Statute/Mandate – Requires/Authorizes Regulation?

Yes No

If yes, provide citation(s)

N/A

Would changes require federal review/approval?

Yes No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

Yes No

2. Do the costs of the rule or regulation outweigh the benefits?

Yes No

If yes, provide explanation:

N/A

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

Yes No

4. Has a less restrictive alternative been considered?

Yes No

If No, provide explanation as to why a less restrictive alternative was not considered:

This regulation is not restrictive.

5. Was the rule or regulation promulgated as a result of:

State Statutory Requirements Federal Statute/Mandate Court Decision

Provide citation(s):

§ 71-204. Barber; certificate; qualifications required.

§ 71-207.2. Barber school; application for certificate of registration; proof required; factors to be considered in passing on application.

§ 71-217. Barbering; certificate; denial, suspension, or revocation; grounds.

§ 71-218. Certificate; refusal, suspension, or revocation; notice; hearing; powers of board; powers of district court.

Name of Agency Review Designee: _____ Ken Allen, Executive Director

Signature of Agency Review Designee:

Kenneth J. Allen

Regulation Review Form (12)

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Board of Barber Examiners

Responsible Division or Board (if applicable):

N/A

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3)

51 NAC Chapter 12

Rule and Regulation Title:

Minimum Curriculum and Requirements for Approved Schools of Barbering

Brief explanation of the reason for the Rule / Regulation:

This Chapter defines the curriculum requirements necessary for a school of barbering and outlines barber instructor curriculum requirements.

Statutory Authority

Nebraska Statute – Requires/Authorizes Regulation?

Yes No

If yes, provide citation(s)

Neb. Rev. Stat. § 71-223. Board; rules and regulations; inspections; record of proceedings.

The board shall have authority to adopt and promulgate reasonable rules and regulations for the administration of the Barber Act.

§ 71-208. Barber school or college; requirements for approval; course of instruction; standards set by rules and regulations.

§ 71-208.02. Barber school; registered instructors and assistants; qualifications.

Federal Statute/Mandate – Requires/Authorizes Regulation?

Yes No

If yes, provide citation(s)

N/A

Would changes require federal review/approval?

Yes No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

Yes No

2. Do the costs of the rule or regulation outweigh the benefits?

Yes No

If yes, provide explanation:

Properly educating barber students to practice proper techniques, good sanitation and learn safety procedures is a priority for life skills in this industry.

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

Yes No

4. Has a less restrictive alternative been considered?

Yes No

If No, provide explanation as to why a less restrictive alternative was not considered:

The Board takes proper training with a quality curriculum very seriously.

5. Was the rule or regulation promulgated as a result of:

State Statutory Requirements Federal Statute/Mandate Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: _____ Ken Allen, Executive Director

Signature of Agency Review Designee:

Kenneth J. Allen

Regulation Review Form (13)

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Board of Barber Examiners

Responsible Division or Board (if applicable):

N/A

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3)

51 NAC Chapter 13

Rule and Regulation Title:

Sanitary and Safety Rules Regulating Barber Shops and Schools

Brief explanation of the reason for the Rule / Regulation:

This Chapter outlines fifteen important areas of safety and sanitation for barber shops and barber schools.

Statutory Authority

Nebraska Statute – Requires/Authorizes Regulation?

Yes No

If yes, provide citation(s)

Neb. Rev. Stat. § 71-223. Board; rules and regulations; inspections; record of proceedings.

The board shall have authority to adopt and promulgate reasonable rules and regulations for the administration of the Barber Act.

Federal Statute/Mandate – Requires/Authorizes Regulation?

Yes No

If yes, provide citation(s)

N/A

Would changes require federal review/approval?

Yes No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

Yes No

2. Do the costs of the rule or regulation outweigh the benefits?

Yes No

If yes, provide explanation:

Public health, safety and welfare are the most important subjects the Board deals with.

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

Yes No

4. Has a less restrictive alternative been considered?

Yes No

If No, provide explanation as to why a less restrictive alternative was not considered:

The main function of the Board is to protect the public, and this regulation helps outline areas of concern.

5. Was the rule or regulation promulgated as a result of:

State Statutory Requirements Federal Statute/Mandate Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: _____ Ken Allen, Executive Director

Signature of Agency Review Designee: *Kenneth J. Allen*

Regulation Review Form (14)

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Board of Barber Examiners

Responsible Division or Board (if applicable):

N/A

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3)

51 NAC Chapter 14

Rule and Regulation Title:

Practice and Procedure for Hearings in Contested Cases

Brief explanation of the reason for the Rule / Regulation:

The Nebraska Board of Barber Examiners follows the Model Rules adopted by the Attorney General for contested cases found in Title 53 NAC Chapter 4.

Statutory Authority

Nebraska Statute – Requires/Authorizes Regulation?

Yes No

If yes, provide citation(s)

Neb. Rev. Stat. § 71-223. Board; rules and regulations; inspections; record of proceedings.

The board shall have authority to adopt and promulgate reasonable rules and regulations for the administration of the Barber Act.

Federal Statute/Mandate – Requires/Authorizes Regulation?

Yes No

If yes, provide citation(s)

N/A

Would changes require federal review/approval?

Yes No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

Yes No

2. Do the costs of the rule or regulation outweigh the benefits?

Yes No

If yes, provide explanation:

Everyone has a right to a hearing in a contested case.

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

Yes No

4. Has a less restrictive alternative been considered?

Yes No

If No, provide explanation as to why a less restrictive alternative was not considered:

There is no less restrictive alternative.

5. Was the rule or regulation promulgated as a result of:

State Statutory Requirements Federal Statute/Mandate Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: _____ Ken Allen, Executive Director

Signature of Agency Review Designee:

Kenneth J. Allen

Regulation Review Form (15)

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Board of Barber Examiners

Responsible Division or Board (if applicable):

N/A

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3)

51 NAC Chapter 15

Rule and Regulation Title:

Petitioning For Rulemaking

Brief explanation of the reason for the Rule / Regulation:

The Nebraska Board of Barber Examiners follows the Model Rules adopted by the Attorney General for petitions for rulemaking found in Title 53 NAC Chapter 2.

Statutory Authority

Nebraska Statute – Requires/Authorizes Regulation?

Yes No

If yes, provide citation(s)

Neb. Rev. Stat. § 71-223. Board; rules and regulations; inspections; record of proceedings.

The board shall have authority to adopt and promulgate reasonable rules and regulations for the administration of the Barber Act.

Federal Statute/Mandate – Requires/Authorizes Regulation?

Yes No

If yes, provide citation(s)

N/A

Would changes require federal review/approval?

Yes No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

Yes No

2. Do the costs of the rule or regulation outweigh the benefits?

Yes No

If yes, provide explanation:

Everyone has a right to petition for rulemaking.

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

Yes No

4. Has a less restrictive alternative been considered?

Yes No

If No, provide explanation as to why a less restrictive alternative was not considered:

There is no less restrictive alternative.

5. Was the rule or regulation promulgated as a result of:

State Statutory Requirements Federal Statute/Mandate Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: _____ Ken Allen, Executive Director

Signature of Agency Review Designee:

Kenneth J. Allen

Regulation Review Form (16)

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Board of Barber Examiners

Responsible Division or Board (if applicable):

N/A

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3)

51 NAC Chapter 16

Rule and Regulation Title:

Declaratory Orders

Brief explanation of the reason for the Rule / Regulation:

The Nebraska Board of Barber Examiners follows the Model Rules adopted by the Attorney General for declaratory orders found in Title 53 NAC Chapter 3.

Statutory Authority

Nebraska Statute – Requires/Authorizes Regulation?

Yes No

If yes, provide citation(s)

Neb. Rev. Stat. § 71-223. Board; rules and regulations; inspections; record of proceedings.

The board shall have authority to adopt and promulgate reasonable rules and regulations for the administration of the Barber Act.

Federal Statute/Mandate – Requires/Authorizes Regulation?

Yes No

If yes, provide citation(s)

N/A

Would changes require federal review/approval?

Yes No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

Yes No

2. Do the costs of the rule or regulation outweigh the benefits?

Yes No

If yes, provide explanation:

Everyone has a right to a proceeding initiated by a petitioner seeking issuance of a binding order by the Board as to the applicability of specified circumstances to a statute, rule, regulation, or order within the primary jurisdiction of the Board.

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

Yes No

4. Has a less restrictive alternative been considered?

Yes No

If No, provide explanation as to why a less restrictive alternative was not considered:

There is no less restrictive alternative.

5. Was the rule or regulation promulgated as a result of:

State Statutory Requirements Federal Statute/Mandate Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: _____ Ken Allen, Executive Director

Signature of Agency Review Designee:

Kenneth J. Allen

Regulation Review Form (17)

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Board of Barber Examiners

Responsible Division or Board (if applicable):

N/A

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3)

51 NAC Chapter 17

Rule and Regulation Title:

Procedures for Negotiated Rulemaking

Brief explanation of the reason for the Rule / Regulation:

The Nebraska Board of Barber Examiners follows the Model Rules adopted by the Attorney General for Negotiated Rulemaking found in Title 53 NAC Chapter 1.

Statutory Authority

Nebraska Statute – Requires/Authorizes Regulation?

Yes No

If yes, provide citation(s)

Neb. Rev. Stat. § 71-223. Board; rules and regulations; inspections; record of proceedings.

The board shall have authority to adopt and promulgate reasonable rules and regulations for the administration of the Barber Act.

Federal Statute/Mandate – Requires/Authorizes Regulation?

Yes No

If yes, provide citation(s)

N/A

Would changes require federal review/approval?

Yes No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

Yes No

2. Do the costs of the rule or regulation outweigh the benefits?

Yes No

If yes, provide explanation:

Everyone has a right to Negotiated rulemaking.

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

Yes No

4. Has a less restrictive alternative been considered?

Yes No

If No, provide explanation as to why a less restrictive alternative was not considered:

There is no less restrictive alternative.

5. Was the rule or regulation promulgated as a result of:

State Statutory Requirements Federal Statute/Mandate Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: _____ Ken Allen, Executive Director

Signature of Agency Review Designee:

Kenneth J. Allen