

§1243. Right of entry, inspection and determination of compliance

The department and any duly designated officer or employee of the department have the right, without an administrative inspection warrant, to enter upon and into the premises of any establishment licensed, or a place where a licensed electrologist practices, pursuant to this chapter at any reasonable time in order to determine the state of compliance with this chapter and any rules adopted by the department under this chapter. The right of entry and inspection extends to any premises that the department has reason to believe is being operated or maintained without a license or a place where a licensed electrologist practices, but no such entry and inspection of any premises or place may be made without the permission of the owner or person in charge unless a search warrant is obtained authorizing entry and inspection. Determination of compliance with this chapter and any rules adopted under this chapter must be made at least once every 2 years by inspection or other method as determined by the department. [PL 2021, c. 125, §22 (NEW).]

Upon any person's request and payment of a fee not to exceed \$150, the department shall inspect that person's training, place of practice and equipment for compliance with this chapter and the rules adopted by the department under this chapter. All fees collected by the department must be deposited in a special revenue account dedicated to a health inspection program. [PL 2021, c. 125, §22 (AMD).]

1. Additional inspection fees. When an additional inspection is required to determine an applicant's eligibility for licensure under this chapter, the department is authorized to charge, in addition to the usual fees imposed pursuant to this chapter for one license, which includes one licensure inspection and one follow-up inspection, an additional fee not to exceed \$200 to cover the costs of each additional inspection or visit. The department may impose on the applicant a penalty for the applicant's failure to pay an additional inspection fee within 30 days of the billing date. [PL 2021, c. 125, §22 (NEW).]

SECTION HISTORY

PL 1979, c. 87, §1 (NEW). PL 1979, c. 542, §D2 (AMD). PL 1981, c. 703, §A43 (RPR). PL 1991, c. 416, §5 (AMD). PL 2009, c. 589, §10 (AMD). PL 2021, c. 125, §22 (AMD).

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