

1 SB206  
2 163864-1  
3 By Senator Whatley  
4 RFD: Fiscal Responsibility and Economic Development  
5 First Read: 10-MAR-15

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8 SYNOPSIS: This bill would authorize the use of neck  
9 brushes in the practice of cosmetology.

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11 A BILL  
12 TO BE ENTITLED  
13 AN ACT

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15 To amend Section 34-7B-1, Code of Alabama 1975,  
16 relating to the Alabama Board of Cosmetology and Barbering; to  
17 authorize the use of neck brushes by cosmetologists.

18 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

19 Section 1. Section 34-7B-1 of the Code of Alabama  
20 1975, is amended to read as follows:

21 "§34-7B-1.

22 "For the purposes of this chapter, the following  
23 terms shall have the following meanings:

24 "(1) APPRENTICE. Any person engaged in learning the  
25 practices defined in this chapter including, but not limited  
26 to, assisting in the performance of any acts of barbering or  
27 cosmetology on the general public under the constant and

1 direct supervision of a person who has held a valid current  
2 license issued by the board for at least five years, in a shop  
3 licensed by the board. No apprenticeship is provided for  
4 natural hairstyling.

5 "(2) BARBER. Any person, other than a student or  
6 apprentice, who performs barbering on the general public for  
7 compensation, and who shall satisfy the qualifications and  
8 licensure requirements provided in this chapter for a barber.

9 "(3) BARBERING. The occupation of shaving or  
10 trimming the beard, cutting or dressing the hair, giving  
11 facial or scalp massages, giving facial or scalp treatment  
12 with oils or creams or other preparations made for that  
13 purpose, either by hand or by means of mechanical appliances,  
14 singeing and shampooing the hair, dyeing the hair, or  
15 permanently waving or straightening the hair of any living or  
16 deceased person for compensation.

17 "(4) BOARD. The Alabama Board of Cosmetology and  
18 Barbering.

19 "(5) COSMETOLOGIST. Any person, other than a student  
20 or apprentice, who performs cosmetology on the general public  
21 for compensation, and who shall satisfy the qualifications and  
22 licensure requirements provided in this chapter for a  
23 cosmetologist.

24 "(6) COSMETOLOGY. Any of the practices generally  
25 recognized as beauty culture, hairdressing, or any other  
26 designation engaged in by any person who performs such on the  
27 general public for compensation including, but not limited to,

1       cleansing, singeing, cutting, arranging, dressing, curling,  
2       braiding, waxing, bleaching, weaving, coloring the hair by  
3       hand or mechanical apparatus, the use of creams, lotions, neck  
4       brushes, or cosmetic preparations, with or without massage, on  
5       the scalp, face, arms, legs, feet, or hands, esthetics  
6       practices, nail technology, manicure, pedicure, or  
7       desairology.

8               "(7) ESTHETICIAN. Any person, other than a student  
9       or apprentice, who performs esthetics on the general public  
10       for compensation, and who shall satisfy the qualifications and  
11       licensure requirements provided in this chapter for an  
12       esthetician.

13               "(8) ESTHETICS. The practice of performing acts of  
14       skin care including, but not limited to, facials, body waxing,  
15       makeup, and general esthetics procedures on the general public  
16       for compensation.

17               "(9) ESTHETICS/MANICURE. A combination of the  
18       practices of esthetics and manicure.

19               "(10) ESTHETICIAN/MANICURIST. Any person, other than  
20       a student or apprentice, who performs a combination of the  
21       practices of esthetics and manicure on the general public for  
22       compensation, and who shall satisfy the qualifications and  
23       licensure requirements provided in this chapter for an  
24       esthetician/manicurist.

25               "(11) INSTRUCTOR. A licensee who teaches in a  
26       licensed or registered school of barbering or any branch of

1       cosmetology and completes any applicable requirements for  
2       continuing education.

3               "(12) LICENSE. A document issued by the board which  
4       entitles the holder to practice the profession listed on the  
5       document.

6               "(13) LICENSEE. Any person holding a license issued  
7       pursuant to this chapter.

8               "(14) MANICURE. The practice of beautifying or  
9       grooming the fingernails, toenails, adding nail tips,  
10       extensions, gels, or massaging the hands, forearms, feet, or  
11       lower legs of the general public for compensation.

12               "(15) MANICURIST. Any person, other than a student  
13       or apprentice, who performs the practice of manicure on the  
14       general public for compensation, and who shall satisfy the  
15       qualifications and licensure requirements provided in this  
16       chapter for a manicurist.

17               "(16) MANICURE/WAXING. A combination of the  
18       practices of manicure and waxing.

19               "(17) MANICURIST/WAXER. Any person, other than a  
20       student or apprentice, who performs a combination of the  
21       practices of manicure and waxing on the general public for  
22       compensation, and who shall satisfy the qualifications and  
23       licensure requirements provided in this chapter for a  
24       manicurist/waxer.

25               "(18) NATURAL HAIR STYLING. The practice of  
26       cleansing, weaving or interweaving, extending, locking,

1 braiding, or arranging the hair without cutting, coloring,  
2 permanent waving, relaxing, removing, or chemical treatments.

3 "(19) NATURAL HAIRSTYLIST. Any person, other than a  
4 student, who performs natural hair styling on the general  
5 public for compensation, and who shall satisfy the  
6 qualifications and licensure requirements provided in this  
7 chapter for a natural hairstylist.

8 "(20) SCHOOL. An establishment licensed or  
9 registered by the board to teach any or all of the practices  
10 of barbering or cosmetology.

11 "(21) SHAMPOO ASSISTANT. Any person who is licensed  
12 to perform only the practices of shampooing, cleansing, or  
13 applying temporary weekly color rinses to the hair of the  
14 general public for compensation, and who shall satisfy the  
15 qualifications and licensure requirements provided in this  
16 chapter for a shampoo assistant.

17 "(22) SHOP. Any place where barbering or cosmetology  
18 is practiced. Only a properly licensed person, who is not an  
19 apprentice or a student, may operate a shop.

20 "(23) STUDENT. Any person who is engaged in learning  
21 any practice regulated by this chapter in a school licensed or  
22 registered pursuant to this chapter, and who, as part of the  
23 learning process, performs or assists in any practice  
24 regulated by this chapter under the immediate supervision of  
25 an instructor who is licensed pursuant to this chapter.

26 "(24) THREADING. The practice of eyebrow removal  
27 with the use of a loop made of cotton or any other material.

1                   "(25) THREADER. Any person engaged in the practice  
2 of threading on the general public for compensation, and who  
3 shall satisfy the qualifications and licensure requirements  
4 provided in this chapter for a threader."

5                   Section 2. This act shall become effective on the  
6 first day of the third month following its passage and  
7 approval by the Governor, or its otherwise becoming law.