

1 HB48  
2 139381-1  
3 By Representative Wallace  
4 RFD: Boards, Agencies and Commissions  
5 First Read: 05-FEB-13  
6 PFD: 01/24/2013

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8 SYNOPSIS: Under existing law, a person must meet  
9 certain qualifications in order to be admitted to  
10 examination to register, to license, or to  
11 certification by the Alabama Board of Cosmetology.

12 This bill would provide further for the  
13 requirement of cosmetologist, cosmetology  
14 instructors, estheticians, esthetics instructors,  
15 manicurists, and manicurist instructors.

16  
17 A BILL  
18 TO BE ENTITLED  
19 AN ACT

20  
21 To amend Section 34-7A-22, Code of Alabama 1975,  
22 relating to cosmetology; to provide further for the  
23 requirements necessary for certain individuals to qualify for  
24 board certification.

25 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

26 Section 1. Section 34-7A-22, Code of Alabama 1975,  
27 is amended to read as follows:

1           "§34-7A-22.

2           "No person may be admitted to examination,  
3 registered, licensed, or issued a certificate by the board  
4 unless he or she possesses the following applicable  
5 qualifications:

6           "(1) APPRENTICE. A cosmetologist, esthetician, or  
7 manicurist apprentice shall be registered with the board upon  
8 beginning an apprenticeship in a licensed shop or salon and  
9 paying the original registration fee. An apprentice shall be  
10 at least 16 years of age at the time of registration and shall  
11 have an education equivalent to the completion of 10 grades in  
12 school. Any salon or shop which trains an apprentice shall  
13 immediately file with the board the name and age of the  
14 apprentice, and the board shall retain that information in a  
15 register kept for that purpose. An apprentice shall not be  
16 concurrently enrolled in a school licensed pursuant to this  
17 chapter except for six hours of theory training per week. An  
18 esthetician salon may only train an apprentice esthetician for  
19 license under the direction of a master or instructor  
20 esthetician. A manicurist salon may only train an apprentice  
21 manicurist for license under the direction of a master or  
22 instructor manicurist.

23           "(2) COSMETOLOGIST. Except as otherwise provided in  
24 this chapter, no person may be licensed as a cosmetologist in  
25 any one or a combination of the practices of cosmetology  
26 unless he or she pays the original licensing fee, has an  
27 education equivalent to the completion of 10 grades in school,

1 has passed the applicable examination to the satisfaction of  
2 the board, and has successfully completed either of the  
3 following:

4 ~~"a. A complete course of cosmetology, consisting of~~  
5 ~~all or a majority of the practices thereof, in a school of~~  
6 ~~cosmetology, consisting of not less than 1,200 credit unit~~  
7 ~~hours nor more than 1,700 actual clock hours of continuous~~  
8 ~~training, not exceeding eight hours a day, or a course of~~  
9 ~~study in a public school or trade school consisting of not~~  
10 ~~less than 1,200 credit unit hours nor more than 1,700 actual~~  
11 ~~clock hours of training. A complete course of cosmetology of~~  
12 ~~not less than 1,500 clock hours in a school of cosmetology~~  
13 ~~licensed or regulated under this chapter not exceeding eight~~  
14 ~~hours a day or on courses reported in credit hours. Credit~~  
15 ~~hour programs must be reviewed and approved by the board as~~  
16 ~~satisfying licensure requirements.~~

17 "b. An apprenticeship in a cosmetology salon for not  
18 less than 3,000 hours of training over a maximum three-year  
19 period, not exceeding eight hours a day.

20 "(3) COSMETOLOGIST INSTRUCTOR.

21 "a. Except as otherwise provided in this chapter, no  
22 person may be licensed as an instructor in any one or a  
23 combination of the practices of cosmetology unless he or she  
24 pays the original licensing fee, is a licensed cosmetologist,  
25 and, to be eligible for admission to examination, has  
26 successfully completed either of the following:

1           "1. ~~Not less than 1,250 credit unit hours nor more~~  
2 ~~than 1,700 actual clock hours in a teacher's training course~~  
3 ~~in cosmetology in a school of cosmetology, or a course of~~  
4 ~~study in a public school or trade school consisting of not~~  
5 ~~less than 1,250 credit unit hours nor more than 1,700 actual~~  
6 ~~clock hours of training~~ 1,500 clock hours of instructor  
7 training in cosmetology in a cosmetology school licensed or  
8 regulated under this chapter.

9           "2. At least one year of experience as an active  
10 practicing cosmetologist before enrollment as a student  
11 instructor, supplemented by not less than 650 hours in a  
12 teacher's training course in cosmetology in a school of  
13 cosmetology.

14           "b. To be eligible to enroll in a teacher's training  
15 course, a cosmetologist shall have an education equivalent to  
16 the completion of 12 grades in school.

17           "c. A cosmetologist instructor shall complete 16  
18 hours of course study in continuing education from a  
19 board-approved seminar during each licensing period.

20           "(4) DEMONSTRATOR. A demonstrator shall obtain a  
21 license from the board before conducting a demonstration. The  
22 requirements for a demonstrator's license include, but are not  
23 limited to, submission to the board of a health card, two  
24 photographs, a notarized application, and the applicable fee.

25           "(5) ESTHETICIAN. Except as otherwise provided in  
26 this chapter, no person may be licensed as an esthetician  
27 unless he or she pays the original licensing fee, has an

1 education equivalent to the completion of 10 grades in school,  
2 has passed the applicable examination to the satisfaction of  
3 the board, and has successfully completed either of the  
4 following:

5 "a. ~~A complete course of skin care, consisting of~~  
6 ~~all or a majority of the practices thereof, in a school of~~  
7 ~~cosmetology or school for estheticians, consisting of not less~~  
8 ~~than 1,200 credit unit hours nor more than 1,700 actual clock~~  
9 ~~hours of continuous training, not exceeding eight hours a day,~~  
10 ~~or a course of study in a public school or trade school~~  
11 ~~consisting of not less than 1,200 credit unit hours nor more~~  
12 ~~than 1,700 actual clock hours of training. A complete course~~  
13 ~~of skin care of not less than 1,500 clock hours in a school of~~  
14 ~~cosmetology or an esthetics school licensed or regulated under~~  
15 ~~this chapter not exceeding eight hours a day or on courses~~  
16 ~~reported in credit hours. Credit hour programs must be~~  
17 ~~reviewed and approved by the board as satisfying licensure~~  
18 ~~requirements.~~

19 "b. An apprenticeship in a cosmetology salon or  
20 esthetician salon for not less than 3,000 hours of training  
21 over a maximum three-year period, not exceeding eight hours a  
22 day.

23 "(6) ESTHETICIAN INSTRUCTOR. Except as otherwise  
24 provided in this chapter, no person may be licensed as an  
25 esthetician instructor unless he or she pays the original  
26 licensing fee, is a licensed cosmetologist or esthetician,  
27 and, to be eligible for admission to examination, has

1 successfully completed not less than ~~1,250 credit unit hours~~  
2 ~~nor more than 1,700 actual~~ 1,500 clock hours in a teacher's  
3 training course in skin care in a school of cosmetology or  
4 school for estheticians licensed or regulated under this  
5 chapter. To be eligible to enroll in a teacher's training  
6 course, an esthetician shall have an education equivalent to  
7 the completion of 12 grades in school. An esthetician  
8 instructor shall complete 16 hours of course study in  
9 continuing education from a board-approved seminar during each  
10 licensing period.

11 "(7) MANAGING COSMETOLOGIST. Except as otherwise  
12 provided in this chapter, no person may be licensed as a  
13 managing cosmetologist unless he or she pays the original  
14 licensing fee, is a licensed cosmetologist, and has held an  
15 active license for at least one year before application.

16 "(8) MANAGING ESTHETICIAN. Except as otherwise  
17 provided in this chapter, no person may be licensed as a  
18 managing esthetician unless he or she pays the original  
19 licensing fee, is a licensed esthetician, and has held an  
20 active license for at least one year before application.

21 "(9) MANAGING MANICURIST. Except as otherwise  
22 provided in this chapter, no person may be licensed as a  
23 managing manicurist unless he or she pays the original  
24 licensing fee, is a licensed manicurist, and has held an  
25 active license for at least one year before application.

26 "(10) MANICURIST. Except as otherwise provided in  
27 this chapter, no person may be licensed as a manicurist unless

1 he or she pays the original licensing fee, has an education  
2 equivalent to the completion of 10 grades in school, has  
3 passed the applicable examination to the satisfaction of the  
4 board, and has successfully completed either of the following:

5 ~~"a. A complete course of manicuring, consisting of~~  
6 ~~all or a majority of the practices thereof, in a school of~~  
7 ~~cosmetology or school of manicuring, consisting of not less~~  
8 ~~than 600 credit unit hours of continuous training, not~~  
9 ~~exceeding eight hours a day, or a course of study in a public~~  
10 ~~school or trade school consisting of not less than 600 credit~~  
11 ~~unit hours of training. A complete course of manicuring of not~~  
12 ~~less than 750 clock hours in a school of cosmetology or a~~  
13 ~~school of manicuring licensed or regulated under this chapter~~  
14 ~~not exceeding eight hours a day or on courses reported in~~  
15 ~~credit hours. Credit hour programs must be reviewed and~~  
16 ~~approved by the board as satisfying requirement for licensure.~~

17 "b. An apprenticeship in a cosmetology salon or  
18 manicurist salon for not less than 1,200 hours of training  
19 over a maximum three-year period, not exceeding eight hours a  
20 day.

21 "(11) MANICURIST INSTRUCTOR.

22 "a. Except as otherwise provided in this chapter, no  
23 person may be licensed as a manicurist instructor unless he or  
24 she pays the original licensing fee, is a licensed  
25 cosmetologist or manicurist, and, to be eligible for admission  
26 to examination, has successfully completed either of the  
27 following:

1           "1. Not less than 1,250 actual clock hours in a  
2 teacher's training course in manicuring in a school of  
3 cosmetology or school of manicuring, ~~or a course of study in a~~  
4 ~~public school or trade school consisting of not less than~~  
5 ~~1,250 actual clock hours of training~~ licensed or regulated  
6 under this chapter.

7           "2. At least one year of experience as an active  
8 practicing cosmetologist or manicurist before enrollment as a  
9 student instructor, supplemented by not less than 650 hours in  
10 a teacher's training course in cosmetology or manicuring in a  
11 school of cosmetology or school of manicuring.

12           "b. To be eligible to enroll in a teacher's training  
13 course, a manicurist shall have an education equivalent to the  
14 completion of 12 grades in school.

15           "c. A manicurist instructor shall complete 16 hours  
16 of course study in continuing education from a board-approved  
17 seminar during each licensing period.

18           "(12) MASTER COSMETOLOGIST or MASTER ESTHETICIAN or  
19 MASTER MANICURIST. Any person licensed as a managing  
20 cosmetologist, managing esthetician, or managing manicurist,  
21 who pays the original licensing fee and completes a course of  
22 study in continuing education approved by the board within a  
23 licensing period, may be issued a master license. The master  
24 license is an optional license available upon renewal to those  
25 licensees who voluntarily complete the continuing education  
26 requirements.

27           "(13) STUDENT COSMETOLOGIST.

1            "a. Upon certification of enrollment by a school of  
2 cosmetology, the name and birth date of each student  
3 cosmetologist shall be entered by the board in a register kept  
4 for that purpose. A student cosmetologist shall be at least 16  
5 years of age at the time of registration and shall have an  
6 education equivalent to the completion of 10 grades in school.  
7 Registration with the board shall be on forms provided by the  
8 board.

9            "b. A student who has completed 70 percent of the  
10 required school instructional hours may, when school is not in  
11 session, work in a cosmetology salon. One student trainee  
12 shall be allowed for the first master or managing  
13 cosmetologist and one additional student trainee shall be  
14 allowed for each three additional cosmetologists on staff.

15           "c. Within 90 days after a student completes the  
16 required school instructional hours and training, the  
17 appropriate instructor shall schedule an examination of the  
18 student with the board. If application for examination is not  
19 received within the 90-day period, the applicable  
20 instructional hours and training shall be invalidated.

21           "(14) STUDENT ESTHETICIAN. Upon certification of  
22 enrollment by a school of cosmetology, or school for  
23 estheticians, the name and birth date of each student  
24 esthetician shall be entered by the board in a register kept  
25 for that purpose. A student esthetician shall be at least 16  
26 years of age at the time of registration and shall have an  
27 education equivalent to the completion of 10 grades in school.

1           "(15) STUDENT INSTRUCTOR. Upon certification of  
2 enrollment by a school of cosmetology, school for  
3 estheticians, or school of manicuring, the name, birth date,  
4 and qualifications of each student instructor shall be entered  
5 by the board in a register kept for that purpose. At the time  
6 of enrollment, a student instructor shall be licensed as a  
7 cosmetologist, esthetician, or manicurist and shall have an  
8 education equivalent to the completion of 12 grades in school.  
9 Upon completing the instructional course prescribed for  
10 student instructors, a student instructor may apply to the  
11 board for examination, on a form provided by the board, and  
12 pay any applicable examination fee. Any applicant who passes  
13 the examination to the satisfaction of the board and pays the  
14 original licensing fee of an instructor shall be issued an  
15 instructor's license by the board. A school for estheticians  
16 may only train esthetician student instructors for licensure.  
17 A school of manicuring may only train manicurist student  
18 instructors for licensure.

19           "(16) STUDENT MANICURIST. Upon certification of  
20 enrollment by a school of cosmetology or school of manicuring,  
21 the name and birth date of each student manicurist shall be  
22 entered by the board in a register kept for that purpose. A  
23 student manicurist shall be at least 16 years of age at the  
24 time of registration and shall have an education equivalent to  
25 the completion of 10 grades in school."

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