

1 HB779
2 142330-1
3 By Representative Wallace
4 RFD: Boards, Agencies and Commissions
5 First Read: 02-MAY-12

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8 SYNOPSIS: Under existing law, the Alabama Board of
9 Cosmetology is responsible for the licensing and
10 regulation of cosmetologists, estheticians, and
11 manicurists in the state.

12 This bill would provide further for the
13 instructional credit hours required for licensure.

14
15 A BILL
16 TO BE ENTITLED
17 AN ACT

18
19 To amend Section 34-27A-22, Code of Alabama 1975,
20 relating to the Alabama Board of Cosmetology; to provide
21 further for the qualifications required for licensure by the
22 board.

23 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

24 Section 1. Section 34-27A-22 of the Code of Alabama
25 1975, is amended to read as follows:

26 "§34-7A-22.

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

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

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

1 the board, and has successfully completed either of the
2 following:

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

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

16 "(3) COSMETOLOGIST INSTRUCTOR.

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

23 "1. Not less than 1,250 credit unit hours nor more
24 than 1,700 actual clock hours in a teacher's training course
25 in cosmetology in a school of cosmetology, or a course of
26 study in a public school or trade school consisting of not

1 less than 1,250 credit unit hours nor more than 1,700 actual
2 clock hours of training.

3 "2. At least one year of experience as an active
4 practicing cosmetologist before enrollment as a student
5 instructor, supplemented by not less than 650 hours in a
6 teacher's training course in cosmetology in a school of
7 cosmetology.

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

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

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

19 "(5) ESTHETICIAN. Except as otherwise provided in
20 this chapter, no person may be licensed as an esthetician
21 unless he or she pays the original licensing fee, has an
22 education equivalent to the completion of 10 grades in school,
23 has passed the applicable examination to the satisfaction of
24 the board, and has successfully completed either of the
25 following:

26 "a. A complete course of skin care, consisting of
27 all or a majority of the practices thereof, in a school of

1 cosmetology or school for estheticians, consisting of not less
2 than 1,200 credit unit hours nor more than 1,700 actual clock
3 hours of continuous training, as determined by the board, not
4 exceeding eight hours a day, or ~~a course of study in a public~~
5 ~~school or trade school consisting of not less than 1,200~~
6 ~~credit unit hours nor more than 1,700 actual clock hours of~~
7 ~~training~~ in courses reported in credit hours. Credit hour
8 programs shall be reviewed and approved by the board as
9 satisfying licensure requirements.

10 "b. An apprenticeship in a cosmetology salon or
11 esthetician salon for not less than 3,000 hours of training
12 over a maximum three-year period, not exceeding eight hours a
13 day.

14 "(6) ESTHETICIAN INSTRUCTOR. Except as otherwise
15 provided in this chapter, no person may be licensed as an
16 esthetician instructor unless he or she pays the original
17 licensing fee, is a licensed cosmetologist or esthetician,
18 and, to be eligible for admission to examination, has
19 successfully completed not less than 1,250 credit unit hours
20 nor more than 1,700 actual clock hours in a teacher's training
21 course in skin care in a school of cosmetology or school for
22 estheticians. To be eligible to enroll in a teacher's training
23 course, an esthetician shall have an education equivalent to
24 the completion of 12 grades in school. An esthetician
25 instructor shall complete 16 hours of course study in
26 continuing education from a board-approved seminar during each
27 licensing period.

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

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

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

16 "(10) MANICURIST. Except as otherwise provided in
17 this chapter, no person may be licensed as a manicurist unless
18 he or she pays the original licensing fee, has an education
19 equivalent to the completion of 10 grades in school, has
20 passed the applicable examination to the satisfaction of the
21 board, and has successfully completed either of the following:

22 "a. A complete course of manicuring, consisting of
23 all or a majority of the practices thereof, in a school of
24 cosmetology or school of manicuring, consisting of not less
25 than 600 credit unit hours of continuous training, as
26 determined by the board, not exceeding eight hours a day, or ~~a~~
27 ~~course of study in a public school or trade school consisting~~

1 ~~of not less than 600 credit unit hours of training~~ in courses
2 reported in credit hours. Credit hour programs shall be
3 reviewed and approved by the board as satisfying licensure
4 requirements.

5 "b. An apprenticeship in a cosmetology salon or
6 manicurist salon for not less than 1,200 hours of training
7 over a maximum three-year period, not exceeding eight hours a
8 day.

9 "(11) MANICURIST INSTRUCTOR.

10 "a. Except as otherwise provided in this chapter, no
11 person may be licensed as a manicurist instructor unless he or
12 she pays the original licensing fee, is a licensed
13 cosmetologist or manicurist, and, to be eligible for admission
14 to examination, has successfully completed either of the
15 following:

16 "1. Not less than 1,250 actual clock hours in a
17 teacher's training course in manicuring in a school of
18 cosmetology or school of manicuring, or a course of study in a
19 public school or trade school consisting of not less than
20 1,250 actual clock hours of training.

21 "2. At least one year of experience as an active
22 practicing cosmetologist or manicurist before enrollment as a
23 student instructor, supplemented by not less than 650 hours in
24 a teacher's training course in cosmetology or manicuring in a
25 school of cosmetology or school of manicuring.

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

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

7 "(12) MASTER COSMETOLOGIST or MASTER ESTHETICIAN or
8 MASTER MANICURIST. Any person licensed as a managing
9 cosmetologist, managing esthetician, or managing manicurist,
10 who pays the original licensing fee and completes a course of
11 study in continuing education approved by the board within a
12 licensing period, may be issued a master license. The master
13 license is an optional license available upon renewal to those
14 licensees who voluntarily complete the continuing education
15 requirements.

16 "(13) STUDENT COSMETOLOGIST.

17 "a. Upon certification of enrollment by a school of
18 cosmetology, the name and birth date of each student
19 cosmetologist shall be entered by the board in a register kept
20 for that purpose. A student cosmetologist shall be at least 16
21 years of age at the time of registration and shall have an
22 education equivalent to the completion of 10 grades in school.
23 Registration with the board shall be on forms provided by the
24 board.

25 "b. A student who has completed 70 percent of the
26 required school instructional hours may, when school is not in
27 session, work in a cosmetology salon. One student trainee

1 shall be allowed for the first master or managing
2 cosmetologist and one additional student trainee shall be
3 allowed for each three additional cosmetologists on staff.

4 "c. Within 90 days after a student completes the
5 required school instructional hours and training, the
6 appropriate instructor shall schedule an examination of the
7 student with the board. If application for examination is not
8 received within the 90-day period, the applicable
9 instructional hours and training shall be invalidated.

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

17 "(15) STUDENT INSTRUCTOR. Upon certification of
18 enrollment by a school of cosmetology, school for
19 estheticians, or school of manicuring, the name, birth date,
20 and qualifications of each student instructor shall be entered
21 by the board in a register kept for that purpose. At the time
22 of enrollment, a student instructor shall be licensed as a
23 cosmetologist, esthetician, or manicurist and shall have an
24 education equivalent to the completion of 12 grades in school.
25 Upon completing the instructional course prescribed for
26 student instructors, a student instructor may apply to the
27 board for examination, on a form provided by the board, and

1 pay any applicable examination fee. Any applicant who passes
2 the examination to the satisfaction of the board and pays the
3 original licensing fee of an instructor shall be issued an
4 instructor's license by the board. A school for estheticians
5 may only train esthetician student instructors for licensure.
6 A school of manicuring may only train manicurist student
7 instructors for licensure.

8 "(16) STUDENT MANICURIST. Upon certification of
9 enrollment by a school of cosmetology or school of manicuring,
10 the name and birth date of each student manicurist shall be
11 entered by the board in a register kept for that purpose. A
12 student manicurist shall be at least 16 years of age at the
13 time of registration and shall have an education equivalent to
14 the completion of 10 grades in school."

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