

HOUSE RESEARCH

Bill Summary

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Subject: Merger of Cosmetology and Barbering Boards

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Overview

This bill adds the regulation of cosmetology, presently under the Department of Commerce, to the responsibilities of the Board of Barber Examiners and also changes the composition of the board and renames it the Board of Barber and Cosmetologist Examiners. The bill also amends and codifies fee schedules for barbers and cosmetologists.

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Article 1

- 1 **Registration.** Changes Board of Barber Examiners to Board of Barber and Cosmetologist Examiners and makes conforming changes to statutory references.
- 2 **Conforming changes.** Makes conforming changes to statutory references.
- 3 **Conforming changes.** Makes conforming changes to statutory references.
- 4 **Conforming changes.** Makes conforming changes to statutory references.
- 5 **Conforming changes.** Makes conforming changes to statutory references and adopts preferred language.
- 6 **Conforming changes.** Makes conforming changes to statutory references and adopts preferred language.
- 7 **Name change.** Changes Board of Barber Examiners to Board of Barber and Cosmetologist Examiners and adopts preferred language.
- 8 **Conforming changes.** Makes conforming changes to statutory references and changes

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- references to barber licensure to barber registration.
- 9** **Conforming changes.** Makes conforming changes to statutory references and changes references to barber licensure to barber registration.
- 10** **Conforming changes.** Changes references to barber licensure to barber registration.
- 11** **Conforming changes.** Makes conforming changes to statutory references and changes references to barber licensure to barber registration.
- 12** **Conforming changes.** Changes references to barber licensure to barber registration.
- 13** **Conforming changes.** Makes conforming changes to statutory references.
- 14** **Fees.** Establishes a fee schedule for barbers, provides that the fees are due on September 1 of the year in which they are payable, that the money collected shall be deposited in the special revenue fund, and that the money is annually appropriated for expenses of the board other than salaries. (Fee schedule currently found in rules, which would be repealed by this bill.)
- 15** **Conforming changes.** Makes conforming changes to statutory references, changes references to barber licensure to barber registration, and changes Board of Barber Examiners to Board of Barber and Cosmetologist Examiners.
- 16** **Conforming changes.** Makes conforming changes to statutory references.
- 17** **Composition of Board of Barber and Cosmetologist Examiners.** Provides for a Board of Barber and Cosmetologist Examiners to consist of three barber members, three cosmetologist members, and one public member. Requires all members to be currently licensed and to have practiced in the licensed occupation for at least five years. Provides that the barber members of the board shall separately oversee the barber registration provisions of the statute.
- 18** **Conforming changes.** Changes Board of Barber Examiners to Board of Barber and Cosmetologist Examiners and makes conforming changes to statutory references.
- 19** **Conforming changes.** Changes Board of Barber Examiners to Board of Barber and Cosmetologist Examiners and makes conforming changes to statutory references.
- 20** **Conforming changes.** Makes conforming changes to statutory references.
- 21** **Responsibility for regulation of cosmetology.** Vests responsibility for regulation of cosmetology in the Board of Barber and Cosmetologist Examiners rather than in the Commissioner of Commerce.
- 22** **Conforming changes.** Makes conforming changes to statutory references.
- 23** **Conforming changes.** Makes conforming changes to statutory references.
- 24** **Defines "Board".** "Board" means Board of Barber and Cosmetologist Examiners.
- 25** **Conforming changes.** Makes conforming changes to statutory references.
- 26** **Conforming changes.** Changes "commissioner" to "board".
- 27** **Definition.** Defines licensed practice of cosmetology.
- 28** **Fee schedule.** Amends cosmetology fee schedule, and provides that all fees are due on or before September 1 of the year in which they are payable..
- 29** **Conforming changes.** Changes "commissioner" to "board" and makes conforming changes to statutory references.
- 30** **Conforming changes.** Changes "commissioner" to "board".
- 31** **Conforming changes.** Makes conforming changes to statutory references.
- 32** **Nonresident licenses.** Provides for Minnesota licensure of nonresident cosmetologists, manicurists or estheticians if they have completed cosmetology school in a state with at least the same school hour requirements, have an active license in that state, and pass a Minnesota written operator exam.
- 33** **Practice with physician.** Eliminates the need to be licensed as a salon when employed by a

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licensed physician.

- 34 Conforming changes.** Changes "commissioner" to "board" and adopts preferred language.
- 35 Conforming changes.** Changes "commissioner" to "board".
- 36 Conforming changes.** Makes conforming changes to statutory references, changes "commissioner" to "board" and adopts preferred language.
- 37 Conforming changes.** Makes conforming changes to statutory references and changes "commissioner" to "board".
- 38 Conforming changes.** Makes conforming changes to statutory references and changes "commissioner" to "board".
- 39 Conforming changes.** Makes conforming changes to statutory references.
- 40 Conforming changes.** Makes conforming changes to statutory references.
- 41 Conforming changes.** Makes conforming changes to statutory references and changes "commissioner" to "board".
- 42 Conforming changes.** Makes conforming changes to statutory references.
- 43 Transfer of powers.** All powers of the Commissioner of Commerce under chapter 155A, governing the regulation of cosmetology, are transferred to the Board of Barber and Cosmetologist Examiners.
- 44 Transition.** Directs the Commissioner of Commerce to assist in the transition of regulation of cosmetologists from the Department of Commerce to the board. Directs the Commissioner of Commerce to enter into interagency agreements to transfer no more than \$50,000 in FY 2005, \$100,000 in FY 2006, and \$150,000 in FY 2007 to the board. Provides that the Department of Commerce base budget will be reduced by \$205,000 for the 2008-2009 biennium and the Board of Barber and Cosmetology Examiners base budget will be increased by a like amount for the same period.
- 45 Revisor's instruction.**
- 46 Repealer.** Repeals definitions of "council" as the Minnesota Cosmetology Advisory Council and "commissioner" as the Commissioner of Commerce for purposes of the cosmetology regulation statute. Repeals Commissioner of Commerce powers and duties relating to cosmetology and repeals statutes providing for the Minnesota Cosmetology Advisory Council. Repeals Minnesota Rules establishing barber fee schedule.
- 47 Effective date.** Provides that Article 1 is effective July 1, 2004.

Article 2

- 1 1 Business licenses.** Updates references to barbers and cosmetologists in statute identifying licenses that are not business licenses.
- 2 Updates reference.** Updates reference to Board of Barber and Cosmetologist Examiners.
- 3 Updates reference.** Updates reference to Board of Barber and Cosmetologist Examiners.
- 4 Effective date.** Article 2 is effective July 1, 2004.