SLS 18RS-624

ORIGINAL

2018 Regular Session

SENATE BILL NO. 370

BY SENATOR BARROW

COSMETOLOGY. Provides relative to the practice of cosmetology. (8/1/18)

| 1 | AN ACT |
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| 2 | To amend and reenact R.S. 37:563(13), (14), (15), (16), and (17) and 600(A) and (B) and to |
| 3 | enact R.S. 37:563(18), (19), (20), and (21) and 588, relative to cosmetology; to |
| 4 | provide for certain definitions; to provide relative to natural hair braiding; to provide |
| 5 | for certain requirements; and to provide for related matters. |
| 6 | Be it enacted by the Legislature of Louisiana: |
| 7 | Section 1. R.S. 37:563(13), (14), (15), (16), and (17) and 600(A) and (B) are hereby |
| 8 | amended and reenacted to read as follows and R.S. 37:563(18), (19), (20), and (21) and 588 |
| 9 | are hereby enacted to read as follows: |
| 10 | §563. Definitions |
| 11 | As used in this Chapter, the following words shall have the meaning herein |
| 12 | ascribed to them, unless the content clearly otherwise indicates: |
| 13 | * * * |
| 14 | (13) "Mechanical devices" are clips, combs, crochet hooks, curlers, |
| 15 | curling irons, hairpins, rollers, scissors, blunt-tipped needles, thread, and hair |
| 16 | binders. |
| 17 | (14) "Mobile salon" means a self-contained facility, where cosmetology is |

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| 1 | practiced for a fee, that may be moved, towed, or transported from one location to |
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| 2 | another. |
| 3 | (15) "Natural hair braider" is any person who engages in natural hair |
| 4 | braiding. |
| 5 | (16) "Natural hair braiding" means the twisting, wrapping, weaving, |
| 6 | extending, locking, or braiding of hair by hand or with mechanical devices. |
| 7 | Natural hair braiding includes all of the following: |
| 8 | (a) The use of natural or synthetic hair extensions, natural or synthetic |
| 9 | hair and fibers, decorative beads, and other hair accessories. |
| 10 | (b) Minor trimming of natural hair or hair extensions incidental to |
| 11 | twisting, wrapping, weaving, extending, locking, or braiding hair. |
| 12 | (c) The making of wigs from natural hair, natural fibers, synthetic fibers, |
| 13 | and hair extensions. |
| 14 | (d) The use of topical agents such as conditioners, gels, moisturizers, oils, |
| 15 | pomades, and shampoos in conjunction with performing any action as described |
| 16 | in this Paragraph. |
| 17 | (17) "Natural hair braiding service" means any service performed by a |
| 18 | natural hair braider engaged in the practice of natural hair braiding as defined |
| 19 | in this Section. |
| 20 | (14)(18) "Satellite classroom" means a separate classroom location used as |
| 21 | supplemental training space located under the same roof of the main school building |
| 22 | or on the same campus as the administrative center and within at least three hundred |
| 23 | feet of the main school building for the purpose of training an overflow of students |
| 24 | who cannot be accommodated at the main school. |
| 25 | (15)(19) "School" means any premises wherein cosmetology is taught. |
| 26 | (16)(20) "Student" means a person registered in a school authorized by the |
| 27 | board to teach cosmetology. |
| 28 | (17)(21) "Teacher" or "instructor" means a person who teaches cosmetology |
| 29 | for direct or indirect compensation, within a school. |

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| 1 | * * * |
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| 2 | §588. Natural hair braiding; permit required; continuing education |
| 3 | A. No person shall be permitted to engage in natural hair braiding |
| 4 | without first satisfying all of the following requirements: |
| 5 | (1) Be at least sixteen years of age. |
| 6 | (2) Has the equivalent training as would be contemplated in the |
| 7 | satisfactory completion of the tenth grade from an approved high school. |
| 8 | (3) Completed a minimum of one thousand hours of instruction from an |
| 9 | approved training program. |
| 10 | (4) Paid the appropriate fee set forth in R.S. 37:599. |
| 11 | B. Upon completion of the requirements set forth in Subsection A of this |
| 12 | Section, the board shall issue a permit to the person to perform natural hair |
| 13 | braiding services. |
| 14 | C.(1) Each year any person who is permitted to engage in natural hair |
| 15 | braiding shall complete twenty-four hours of continuing education classes. Such |
| 16 | classes shall be approved by the board. The permitee shall provide the board |
| 17 | with proof of completion of the classes. |
| 18 | (2) Failure to satisfy the requirements of Paragraph (1) of this |
| 19 | Subsection shall subject the violator to fines as provided in R.S. 37:601. |
| 20 | D. The board shall adopt rules pursuant to the Administrative Procedure |
| 21 | Act as necessary to implement the provisions of this Section. |
| 22 | * * * |
| 23 | §600. Grounds for denial, suspension, summary suspension, or revocation of a |
| 24 | certificate of registration or permit |
| 25 | A. The board may deny the issuance of, suspend, revoke, or refuse to renew |
| 26 | any certificate of registration or permit or place on probation any registrant or |
| 27 | permitee, after notice and opportunity for hearing pursuant to the Administrative |
| 28 | Procedure Act, upon proof of any of the following: |
| 29 | * * * |

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| 1 | B. The board may immediately suspend the certificate of registration \underline{or} |
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| 2 | permit whenever the cause upon which a hearing is held involves either or both of |
| 3 | the following: |
| 4 | * * * |

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Michelle Ridge.

DIGEST

SB 370 Original

2018 Regular Session

Barrow

<u>Present law</u> provides for the regulation of cosmetology by the La. State Board of Cosmetology.

Present law provides for definitions.

<u>Proposed law</u> defines the following terms: "mechanical devices", "natural hair braider", "natural hair braiding", and "natural hair braiding service".

<u>Proposed law</u> prohibits a person from engaging in natural hair braiding without first satisfying all the following requirements:

- (1) Be at least 16 years of age.
- (2) Has the equivalent training as would be contemplated in the satisfactory completion of the 10th grade from an approved high school.
- (3) Completed a minimum of 1,000 hours of instruction from an approved training program.
- (4) Paid the appropriate fee as provided by law.

<u>Proposed law</u> provides that upon the completion of the requirement, the board shall issue a permit to a person to perform natural hair braiding services.

<u>Proposed law</u> provides that each year any person who is permitted to engage in natural hair braiding shall complete 24 hours of continuing education classes. Such classes shall be approved by the board and a permitee shall provide the board with proof of completion of the classes. Failure to do so shall subject the person to fines provided by law.

<u>Proposed law</u> requires the board to adopt rules as necessary to implement the provisions of proposed law.

<u>Proposed law</u> provides that failure to complete the continuing education requirement shall subject the violator to fines provided by law.

<u>Proposed law</u> provides for grounds for denial, suspension, summary suspension, or revocation of a permit to engage in natural hair braiding.

Effective August 1, 2018.

(Amends R.S. 37:563(13), (14), (15), (16), and (17) and 600(A) and (B); adds R.S. 37:563(18), (19), (20), and (21) and 588)

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