

2020 -- H 7112

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LC003005
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2020

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A N A C T

RELATING TO BUSINESSES AND PROFESSIONS -- BARBERS, HAIRDRESSERS,
COSMETICIANS, MANICURISTS AND ESTHETICIANS

Introduced By: Representatives Knight, Speakman, McEntee, Williams, and Ranglin-
Vassell

Date Introduced: January 15, 2020

Referred To: House Health, Education & Welfare

It is enacted by the General Assembly as follows:

1 SECTION 1. Sections 5-10-8 and 5-10-15 of the General Laws in Chapter 5-10 entitled
2 "Barbers, Hairdressers, Cosmeticians, Manicurists and Estheticians" are hereby amended to read
3 as follows:

4 **5-10-8. Issuance of licenses -- Qualifications of applicants.**

5 (a) The division shall issue licenses to persons engaged in, or desiring to engage in, the
6 practice of barbering, hairdressing and cosmetic therapy and/or manicuring or esthetics and for
7 instructing in any approved school of barbering or hairdressing and cosmetic therapy and
8 manicuring or esthetics; provided, that no license shall be issued to any person under this chapter
9 unless the applicant for the license:

10 (1) Is at least eighteen (18) years of age;

11 (2) ~~Is a citizen of the United States of America or has legal entry into the country;~~

12 (3) ~~Is of good moral character;~~

13 (4) Is a high school graduate or holds the equivalent or has twenty-five (25) or more years
14 of prior experience in the practice for which the license is sought;

15 (5) Has satisfactorily completed the course of instruction in an approved school of
16 barbering, hairdressing, and cosmetic therapy and/or manicuring or esthetics;

17 (6) Has satisfactorily passed a written and a practical examination approved by the
18 division to determine the fitness of the applicant to receive a license; and

1 (7) Has complied with § 5-10-10 and any other qualifications that the division prescribes
2 by regulation.

3 (b) Notwithstanding the provision of subsection (a)(4), on and after July 1, 1997, an
4 applicant seeking licensure as a barber must be a high school graduate or hold the equivalent
5 combination of education and experience.

6 (c) The division may license, on a case-by-case basis, with or without examination, any
7 individual who has been licensed as an esthetician, barber, cosmetologist, electrologist, or
8 manicurist under the laws of another state, which, in the opinion of the division, maintains a
9 standard substantially equivalent to that of the state of Rhode Island.

10 **5-10-15. Licensing of shops.**

11 (a) No shop, place of business, or establishment shall be opened or conducted within the
12 state by any person, association, partnership, corporation, or otherwise for the practice of
13 barbering, manicuring and/or hairdressing and cosmetic therapy or esthetics until the time that
14 application for a license to operate that shop, place of business, or establishment for the practice
15 of manicuring and/or hairdressing and cosmetic therapy or esthetics is made, to the division, in
16 the manner and on the forms that it prescribes, and a license, under the terms and conditions, not
17 contrary to law, that the division requires, shall be granted for it and a license issued.

18 (1) No licenses shall be granted to any shop, place of business, or establishment for the
19 practice of hairdressing and cosmetic therapy unless the proprietor or a supervising manager in
20 the practice of barbering, hairdressing and cosmetic therapy, of the shop, place of business, or
21 establishment is licensed and has been licensed as a licensed barber or hairdresser and
22 cosmetician for a period of at least one year immediately prior to the filing of the application for
23 the license.

24 (2) No license shall be granted to any shop, place of business, or establishment for the
25 practice of manicuring or esthetics unless the proprietor or a supervising manager of the
26 proprietor is licensed and has been licensed as a licensed barber, hairdresser and cosmetician,
27 manicurist or esthetician for a period of at least one year immediately prior to the filing of the
28 application for the license.

29 (3) The supervising manager shall be registered with the division as the manager of a
30 licensed shop and shall only be registered to manage one shop at a time. The proprietor of the
31 licensed shop and the manager shall notify the division, in writing, within ten (10) days upon the
32 termination of employment as the manager of the licensed shop. The license of the shop shall
33 expire forty-five (45) days after the division is notified by the proprietor if no new manager is
34 registered with the division as the supervising manager of the shop.

1 (b) All licenses issued under this section shall terminate on the first day of July following
 2 the date of issue. ~~The fee for the license is as set forth in § 23-1-54.~~

3 SECTION 2. Section 23-1-54 of the General Laws in Chapter 23-1 entitled "Department
 4 of Health" is hereby amended to read as follows:

5 **23-1-54. Fees payable to the department of health.**

6 Fees payable to the department shall be as follows:

7 PROFESSION	RIGL Section	Description of Fee	FEE
8 Barbers/hairdressers	5-10-10(a)	Renewal application	\$25.00
9 Barbers/hairdressers	5-10-10(a)	Renewal application:	
10 Manicuring		Instructors and manicurists	\$25.00
11 Barbers/hairdressers	5-10-10(b)	Minimum late renewal fee	\$25.00
12 Barbers/hairdressers	5-10-10(b)	Maximum late renewal fee	\$100.00
13 Barbers/hairdressers	5-10-11[c]	Application fee	\$25.00
14 Barbers/hairdressers	5-10-11[c]	Application fee: manicuring	
15		Instructors and manicurists	\$25.00
16 Barbers/hairdressers	5-10-13	Demonstrator's permit	\$90.00
17 Barbers/hairdressers	5-10-15	Shop license: initial	\$170.00
18 Barbers/hairdressers	5-10-15	Shop license: renewal	\$170.00
19 Veterinarians	5-25-10	Application fee	\$40.00
20 Veterinarians	5-25-11	Examination fee	\$540.00
21 Veterinarians	5-25-12(a)	Renewal fee	\$580.00
22 Veterinarians	5-25-12[c]	Late renewal fee	\$120.00
23 Podiatrists	5-29-7	Application fee	\$240.00
24 Podiatrists	5-29-11	Renewal fee: minimum	\$240.00
25 Podiatrists	5-29-11	Renewal fee: maximum	\$540.00
26 Podiatrists	5-29-13	Limited registration	\$65.00
27 Podiatrists	5-29-14	Limited registration:	
28		Academic faculty	\$240.00
29 Podiatrists	5-29-14	Application fee:	
30		Renewal minimum	\$240.00
31 Podiatrists	5-29-14	Application fee:	
32		Renewal maximum	\$440.00
33 Chiropractors	5-30-6	Examination fee:	\$210.00
34 Chiropractors	5-30-7	Examination exemption fee:	\$210.00

1	Chiropractors	5-30-8(b)	Exam Physiotherapy	\$210.00
2	Chiropractors	5-30-8(b)	Exam chiro and physiotherapy	\$210.00
3	Chiropractors	5-30-12	Renewal fee	\$210.00
4	Dentists/dental hygienists	5-31.1-6(d)	Dentist: application fee	\$965.00
5	Dentists/dental hygienists	5-31.1-6(d)	Dental hygienist: application fee	\$65.00
6	Dentists/dental hygienists	5-31.1-6(d)	Reexamination: dentist	\$965.00
7	Dentists/dental hygienists	5-31.1-6(d)	Reexamination: hygienist	\$65.00
8	Dentists/dental hygienists	5-31.1-21(b)	Reinstatement fee dentist	\$90.00
9	Dentists/dental hygienists	5-31.1-21(b)	Reinstatement fee hygienist	\$90.00
10	Dentists/dental hygienists	5-31.1-21(c)	Inactive status: dentist	\$220.00
11	Dentists/dental hygienists	5-31.1-21(c)	Inactive status: hygienist	\$40.00
12	Dentists/dental hygienists	5-31.1-22	Limited registration	\$65.00
13	Dentists/dental hygienists	5-31.1-23[c]	Limited reg:	
14			Academic faculty	\$965.00
15	Dentists/dental hygienists	5-31.1-23[c]	Limited reg:	
16			Academic faculty renewal	\$500.00
17	Electrolysis	5-32-3	Application fee	\$25.00
18	Electrolysis	5-32-6(b)	Renewal fee	\$25.00
19	Electrolysis	5-32-7	Reciprocal license fee	\$25.00
20	Electrolysis	5-32-17	Teaching license	\$25.00
21	Funeral directors/embalmers	5-33.2-12	Funeral establishment license	\$120.00
22	Funeral services establishments			
23	Funeral directors/embalmers	5-33.2-15	Renewal: funeral/director	\$90.00
24	funeral services establishments embalmer			\$30.00
25	Funeral directors/embalmers	5-33.2-12	Funeral branch ofc license	\$90.00
26	Funeral directors/embalmers	5-33.2-13.1	Crematories: application fee	\$120.00
27	Funeral services establishments			
28	Funeral directors/embalmers	5-33.2-15	Renewal: funeral/director	\$120.00
29	Funeral Svcs establishments establishment			
30	Funeral directors/embalmers	5-33.2-15	Additional branch office	
31	Funeral services Establishments licenses			\$120.00
32	Funeral directors/embalmers	5-33.2-15	Crematory renewal fee	
33	Funeral svcs establishments			\$120.00
34	Funeral directors/embalmers	5-33.2-15	Late renewal fee	

1	Funeral svcs establishments (All license types)			\$25.00
2	Funeral directors/embalmers	5-33.2-16(a)	Intern registration fee	
3	Funeral Services establishments			\$25.00
4	Nurses	5-34-12	RN Application fee	\$135.00
5	Nurses	5-34-16	LPN Application fee	\$45.00
6	Nurses	5-34-19	Renewal fee: RN	\$135.00
7	Nurses	5-34-19	Renewal fee: LPN	\$45.00
8	Nurses	5-34-37	RNP application fee	\$80.00
9	Nurses	5-34-37	RNP renewal fee	\$80.00
10	Nurses	5-34-37	RNP prescriptive privileges	\$65.00
11	Nurses	5-34-40.3	Clin nurse spec application	\$80.00
12	Nurses	5-34-40.3	Clin nurse spec renewal	\$80.00
13	Nurses	5-34-40.3	Clin nurse spec Rx privilege	\$65.00
14	Nurse anesthetists	5-34.2-4(a)	CRNA application fee	\$80.00
15	Nurse anesthetists	5-34.2-4(b)	CRNA renewal fee	\$80.00
16	Optometrists	5-35.1-4	Application fee	\$280.00
17	Optometrists	5-35.1-7	Renewal fee	\$280.00
18	Optometrists	5-35.1-7	Late fee	\$90.00
19	Optometrists	5-35.1-7	Reactivation of license fee	\$65.00
20	Optometrists	5-35.1-19(b)	Violations of section	\$650.00
21	Optometrists	5-35.1-20	Violations of chapter	\$260.00
22	Opticians	5-35.2-3	Application fee	\$30.00
23	Physicians	5-37-2	Application fee	\$1,090.00
24	Physicians	5-37-2	Re-examination fee	\$1,090.00
25	Physicians	5-37-10(b)	Late renewal fee	\$170.00
26	Physicians	5-37-16	Limited registration fee	\$65.00
27	Physicians	5-37-16.1	Ltd reg: academic faculty	\$600.00
28	Physicians	5-37-16.1	Ltd reg: academic Faculty renewal	\$170.00
29	Acupuncture	5-37.2-10	Application fee	\$310.00
30	Acupuncture	5-37.2-13(4)	Acupuncture assistant	\$310.00
31			Licensure fee	\$170.00
32	Social workers	5-39.1-9	Application fee	\$70.00
33	Social workers	5-39.1-9	Renewal fee	\$70.00
34	Physical therapists	5-40-8	Application fee	\$155.00

1	Physical therapists	5-40-8.1	Application: physical therapy	
2			assistants	\$50.00
3	Physical therapists	5-40-10(a)	Renewal fee: Physical therapists	\$155.00
4	Physical therapists	5-40-10(a)	Renewal fee: Physical therapy	
5			assistants	\$50.00
6	Physical therapists	5-40-10[c]	Late renewals	\$50.00
7	Occupational therapists	5-40.1-12(2)	Renewal fee	\$140.00
8	Occupational therapists	5-40.1-12(5)	Late renewal fee	\$50.00
9	Occupational therapists	5-40.1-12(b)	Reactivation fee	\$140.00
10	Occupational therapists	5-40.1-13	Application fee	\$140.00
11	Psychologists	5-44-12	Application fee	\$230.00
12	Psychologists	5-44-13	Temporary permit	\$120.00
13	Psychologists	5-44-15[c]	Renewal fee	\$230.00
14	Psychologists	5-44-15(e)	Late renewal fee	\$50.00
15	Nursing home administrators	5-45-10	Renewal fee	\$160.00
16	Speech pathologist/audiologists	5-48-1(14)	Speech lang support personnel:	
17			late filing	\$90.00
18	Speech pathologist/audiologists	5-48-9(a)	Application fee: Audiologist	\$65.00
19	Speech pathologist/audiologists	5-48-9(a)	Application fee:	
20			speech Pathologist	\$145.00
21	Speech pathologist/audiologists	5-48-9(a)	Renewal fee: Audiologist	\$65.00
22	Speech pathologist/audiologists	5-48-9(a)	Renewal fee: Speech Pathologist	\$145.00
23	Speech pathologist/audiologists	5-48-9(a)	Provisional license: renewal fee	\$65.00
24	Speech pathologist/audiologists	5-48-9(b)	Late renewal fee	\$50.00
25	Speech pathologist/audiologists	5-48-9(d)(1)	Reinstatement fee: audiologist	\$65.00
26	Speech pathologist/audiologists	5-48-9(d)(1)	Reinstatement fee: audiologist	\$65.00
27			speech pathologists	\$145.00
28			personnel: late filing	\$65.00
29	Hearing aid dealers/fitters	5-49-6(a)	License endorsement Examination fee	\$25.00
30	Hearing aid dealers/fitters	5-49-8(b)	Temporary permit fee	\$25.00
31	Hearing aid dealers/fitters	5-49-8(d)	Temporary permit renewal fee	\$35.00
32	Hearing aid dealers/fitters	5-49-11(a)(1)	License fee	\$25.00
33	Hearing aid dealers/fitters	5-49-11(b)	License renewal fee	\$25.00
34	Hearing aid dealers/fitters	5-49-11[c]	License renewal late fee	\$25.00

1	Physician assistants	5-54-9(4)	Application fee	\$110.00
2	Physician assistants	5-54-11(b)	Renewal fee	\$110.00
3	Orthotics/prosthetic practice	5-59.1-5	Application fee	\$120.00
4	Orthotics/prosthetic practice	5-59.1-12	Renewal fee	\$120.00
5	Athletic trainers	5-60-11	Application fee	\$60.00
6	Athletic trainers	5-60-11	Renewal fee	\$60.00
7	Athletic trainers	5-60-11	Late renewal fee	\$25.00
8	Mental health counselors	5-63.2-16	Application fee: marriage	
9	Marriage and family therapists		Family therapist	\$130.00
10	Mental health counselors	5-63.2-16	Application fee: mental	
11	Marriage and family therapists		Health counselors	\$70.00
12	Mental health counselors	5-63.2-16	Reexamination fee:	
13	Marriage and family therapists		Marriage/family therapist	\$130.00
14	Mental health counselors	5-63.2-16	Reexamination fee:	
15	Marriage and family therapists		Mental health counselors	\$70.00
16	Mental health counselors	5-63.2-17(a)	Renewal fee: marriage	
17	Marriage and Family therapists		Family therapist	\$130.00
18	Mental health counselors	5-63.2-17(a)	Renewal fee:	
19	Marriage and Family therapist		Mental health counselor	\$50.00
20	Mental health counselors	5-63.2-17(b)	Late renewal fee	
21	Marriage and Family therapist		Marriage and family therapist	\$90.00
22	Dieticians	5-64-6(b)	Application fee	\$75.00
23	Dieticians	5-64-7	Graduate status: Application fee:	\$75.00
24	Dieticians	5-64-8	Renewal fee	\$75.00
25	Dieticians	5-64-8	Reinstatement fee	\$75.00
26	Radiologic technologists	5-68.1-10	Application fee maximum	\$190.00
27	Licensed chemical dependency	5-69-9	Application fee	\$75.00
28	professionals			
29	Licensed chemical dependency	5-69-9	Renewal fee	\$75.00
30	professionals			
31	Licensed chemical	5-69-9	Application fee	\$75.00
32	Licensed chemical dependency	5-69-9	Application fee	\$75.00
33	clinical supervisor			
34	Licensed chemical dependency	5-69-9	Renewal fee	\$75.00

1	clinical supervisor			
2	Deaf interpreters	5-71-8(a)(3)	License fee maximum	\$25.00
3	Deaf interpreters	5-71-8(a)(3)	License renewal fee	\$25.00
4	Milk producers	21-2-7(g)(1)	In-state milk processor	\$160.00
5	Milk producers	21-2-7(g)(2)	Out-of-state milk processor	\$160.00
6	Milk producers	21-2-7(g)(3)	Milk distributors	\$160.00
7	Frozen desserts	21-9-3(1)	In-state wholesale	\$550.00
8	Frozen desserts	21-9-3(2)	Out-of-state wholesale	\$160.00
9	Frozen desserts	21-9-3(3)	Retail frozen dess processors	\$160.00
10	Meats	21-11-4	Wholesale	\$160.00
11	Meats	21-11-4	Retail	\$40.00
12	Shellfish packing houses	21-14-2	License fee: Shipper/reshipper	\$320.00
13	Shellfish packing houses	21-14-2	License fee: Shucker packer/repacker	\$390.00
14	Non-alcoholic bottled Beverages,			
15	Drinks & juices	21-23-2	Bottler permit	\$550.00
16	Non-alcoholic bottled beverages,			
17	drinks and juices	21-23-2	Bottle apple cider fee	\$60.00
18	Farm home food manufacturers	21-27-6.1(4)	Registration fee	\$65.00
19	Food businesses	21-27-10(e)(1)	Food processors wholesale	\$300.00
20	Food businesses	21-27-10(e)(2)	Food processors retail	\$120.00
21	Food businesses	21-27-10(e)(3)	Food service establishments	
22			50 seats or less	\$160.00
23	Food businesses	21-27-10(e)(3)	Food service establishments	
24			more than 50 seats	\$240.00
25	Food businesses	21-27-10(e)(3)	Mobile food service units	\$100.00
26	Food businesses	21-27-10(e)(3)	Industrial caterer or food vending	
27			Machine commissary	\$280.00
28	Food businesses	21-27-10(e)(3)	Cultural heritage educational Facility	\$80.00
29	Food businesses	21-27-10(e)(4)	Vending Machine Location	
30			3 units or less	\$50.00
31	Food businesses	21-27-10(e)(4)	Vending Machine Location	
32			4-10 units	\$100.00
33	Food businesses	21-27-10(e)(4)	Vending Machine Location =	
34			11 units	\$120.00

1	Food businesses	21-27-10(e)(5)	Retail Mkt 1-2 cash registers	\$120.00
2	Food businesses	21-27-10(e)(5)	Retail Market 3-5 cash registers	\$240.00
3	Food businesses	21-27-10(e)(5)	Retail Market = 6 Cash registers	\$510.00
4	Food businesses	21-27-10(e)(6)	Retail food peddler	\$100.00
5	Food businesses	21-27-10(e)(7)	Food warehouses	\$190.00
6	Food businesses	21-27-11.2	Certified food safety mgr	\$50.00
7	License verification fee	23-1-16.1	All license types	\$50.00
8	Tattoo and body piercing	23-1-39	Annual registration fee: Person	\$90.00
9	Tattoo and body piercing	23-1-39	Annual registration fee: establishment	\$90.00
10	Vital records	23-3-25(a)(1)	Certificate of birth, fetal death,	
11			Death, marriage, birth, or	
12			Certification that such record	
13			Cannot be found	\$20.00
14	Vital records	23-3-25(a)(1)	Each duplicate of certificate of	
15			birth, fetal death, death,	
16			marriage, Birth, or certification	
17			that such record cannot be found	\$15.00
18	Vital records	23-3-25(a)(2)	Each additional calendar year	
19			Search, if within 3 months of	
20			original search and if receipt of	
21			original search presented	\$2.00
22	Vital records	23-3-25(a)(3)	Expedited service	\$7.00
23	Vital records	23-3-25(a)(4)	Adoptions, legitimations, or	
24			Paternity determinations	\$15.00
25	Vital records	23-3-25(a)(5)	Authorized corrections,	
26			Alterations, and additions	\$10.00
27	Vital records	23-3-25(a)(6)	Filing of delayed record and	
28			Examination of documentary Proof	\$20.00
29	Vital records	23-3-25(a)(6)	Issuance of certified copy of a	
30			delayed record	\$20.00
31	Medical Examiner	23-4-13	Autopsy reports	\$40.00
32	Medical Examiner	23-4-13	Cremation certificates and statistics	\$30.00
33	Medical Examiner	23-4-13	Testimony in civil suits:	
34			Minimum/day	\$650.00

1	Medical Examiner	23-4-13	Testimony in civil suits:	
2			Maximum/day	\$3,250.00
3	Emergency medical technicians	23-4.1-10[c]	Annual fee: ambulance	
4			Service maximum	\$540.00
5	Emergency medical technicians	23-4.1-10[c]	Annual fee: vehicle license	
6			maximum	\$275.00
7	Emergency medical technicians	23-4.1-10[c]	Triennial fee: EMT license	
8			maximum	\$120.00
9	Emergency medical technicians	23-4.1-10(c)(2)	Exam fee maximum: EMT	\$120.00
10	Emergency medical technicians	23-4.1-10(c)(2)	Vehicle inspection maximum	\$190.00
11	Clinical laboratories	23-16.2-4(a)	Clinical laboratory license per	
12			specialty	\$650.00
13	Clinical laboratories	23-16.2-4(a)	Laboratory station license	\$650.00
14	Clinical laboratories	23-16.2-4(b)	Permit fee	\$70.00
15	Health care facilities	23-17-38	Hospital: base fee annual	\$16,900.00
16	Health care facilities	23-17-38	Hospital: annual per bed fee	\$120.00
17	Health care facilities	23-17-38	ESRD: annual fee	\$3,900.00
18	Health care facilities	23-17-38	Home nursing care/home	
19			Care providers	\$650.00
20	Health care facilities	23-17-38	OACF: annual fee	\$650.00
21	Assisted living residences/ administrators	23-17.4-15.2(d)	License application fee:	\$220.00
22				
23	Assisted living residences/ administrators	23-17.4-15.2(d)	License renewal fee:	\$220.00
24				
25	Assisted living residences	23-17.4-31	Annual facility fee: base	\$330.00
26	Assisted living residences	23-17.4-31	Annual facility per bed	\$70.00
27	Nursing assistant registration	23-17.9-3	Application: competency	
28			evaluation training program	
29			maximum	\$325.00
30	Nursing assistant registration	23-17.9-5	Application fee	\$35.00
31	Nursing assistant registration	23-17.9-5	Exam fee: skills proficiency	\$170.00
32	Nursing assistant registration	23-17.9-6	Registration fee	\$35.00
33	Nursing assistant registration	23-17.9-7	Renewal fee	\$35.00
34	Sanitarians	23-19.3-5(a)	Registration fee	\$25.00

1	Sanitarians	23-19.3-5(b)	Registration renewal	\$25.00
2	Massage therapy	23-20.8-3(e)	Massage therapist appl fee	\$65.00
3	Massage therapy	23-20.8-3(e)	Massage therapist renewal fee	\$65.00
4	Recreational facilities	23-21-2	Application fee	\$160.00
5	Swimming pools	23-22-6	Application license: first pool	\$250.00
6	Swimming pools	23-22-6	Additional pool fee at same location	\$75.00
7	Swimming pools	23-22-6	Seasonal application license:	
8			first pool	\$150.00
9	Swimming pools	23-22-6	Seasonal additional pool fee at	
10			same location	\$75.00
11	Swimming pools	23-22-6	Year-round license for non-profit	\$25.00
12	Swimming pools	23-22-10	Duplicate license	\$2.00
13	Swimming pools	23-22-12	Penalty for violations	\$50.00
14	Respiratory care practitioners	23-39-11	Application fee	\$60.00
15	Respiratory care practitioners	23-39-11	Renewal fee	\$60.00

16 SECTION 3. This act shall take effect upon passage.

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LC003005
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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

A N A C T

RELATING TO BUSINESSES AND PROFESSIONS -- BARBERS, HAIRDRESSERS,
COSMETICIANS, MANICURISTS AND ESTHETICIANS

1 This act would repeal the requirement that a person licensed as a barber, hairdresser,
2 cosmetician, manicurist, or esthetician be a citizen of the United States and be of good moral
3 character. It would also repeal the requirement that a person so licensed also pay a license fee for
4 the barber/hairdresser shop.

5 This act would take effect upon passage.

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LC003005
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