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SENATE BILL 5575

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State of Washington                      53rd Legislature                      1993 Regular Session

By Senators Haugen, Prentice, Niemi, Spanel and von Reichbauer

Read first time 02/04/93. Referred to Committee on Labor & Commerce.

1            AN ACT Relating to licensing and licensing fees for cosmetologists,  
2 barbers, hairstylists or hairdressers, and manicurists; amending RCW  
3 18.16.020, 18.16.130, and 18.16.165; and adding a new section to  
4 chapter 18.16 RCW.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

6            **Sec. 1.** RCW 18.16.020 and 1991 c 324 s 1 are each amended to read  
7 as follows:

8            As used in this chapter, the following terms have the meanings  
9 indicated unless the context clearly requires otherwise:

10           (1) "Board" means the cosmetology, barbering, esthetics, and  
11 manicuring advisory board.

12           (2) "Director" means the director of the department of licensing or  
13 the director's designee.

14           (3) "The practice of cosmetology" means the practice of cutting,  
15 trimming, styling, shampooing, permanent waving, chemical relaxing or  
16 straightening, bleaching, or coloring of the hair of the face, neck,  
17 and scalp and manicuring and esthetics.

1 (4) "Cosmetologist" means a person licensed under this chapter to  
2 engage in the practice of cosmetology and who has completed sixteen  
3 hundred hours of instruction at a school licensed under this chapter.

4 (5) "The practice of barbering" means the cutting, trimming,  
5 arranging, dressing, curling, waving and shampooing hair of the face,  
6 neck and scalp.

7 (6) "Barber" means a person licensed under this chapter to engage  
8 in the practice of barbering.

9 (7) "Practice of manicuring" means the cleaning, shaping, or  
10 polishing of the nails of the hands or feet, and the application and  
11 removal of artificial nails.

12 (8) "Manicurist" means a person licensed under this chapter to  
13 engage in the practice of manicuring.

14 (9) "Practice of esthetics" means skin care of the face, neck, and  
15 hands involving hot compresses, massage, or the use of approved  
16 electrical appliances or nonabrasive chemical compounds formulated for  
17 professional application only, and the temporary removal of superfluous  
18 hair by means of lotions, creams, or mechanical or electrical apparatus  
19 or appliance on another person.

20 (10) "Esthetician" means a person licensed under this chapter to  
21 engage in the practice of esthetics.

22 (11) "Instructor-trainee" means a person who is currently licensed  
23 in this state as a cosmetologist, barber, manicurist, or esthetician,  
24 and is enrolled in an approved instructor-trainee program in a school  
25 licensed under this chapter.

26 (12) "School" means any establishment offering instruction in the  
27 practice of cosmetology, or barbering, or esthetics, or manicuring, or  
28 instructor-trainee to students and licensed under this chapter.

29 (13) "Student" means a person sixteen years of age or older who is  
30 enrolled in a school licensed under this chapter and receives any phase  
31 of cosmetology, barbering, esthetics or manicuring instruction with or  
32 without tuition, fee, or cost, and who does not receive any wage or  
33 commission.

34 (14) "Instructor-operator-cosmetology" means a person who gives  
35 instruction in the practice of cosmetology and instructor-training in  
36 a school and who has the same qualifications as a cosmetologist, has  
37 completed at least five hundred hours of instruction in teaching  
38 techniques and lesson planning in a school, and has passed an  
39 examination prepared or selected by the board and administered by the

1 director. An applicant who holds a degree in education from an  
2 accredited postsecondary institution and who is otherwise qualified  
3 shall upon application be licensed as an instructor-operator with a  
4 cosmetology endorsement.

5 (15) "Instructor-operator-barber" means a person who gives  
6 instruction in the practice of barbering and instructor training in a  
7 school, has the same qualifications as a barber, has completed at least  
8 five hundred hours of instruction in teaching techniques and lesson  
9 planning in a school, and has passed an examination prepared or  
10 selected by the board and administered by the director. An applicant  
11 who holds a degree in education from an accredited postsecondary  
12 institution and who is otherwise qualified shall upon application be  
13 licensed as an instructor-operator with a barber endorsement.

14 (16) "Instructor-operator-manicure" means a person who gives  
15 instruction in the practice of manicuring and instructor training in a  
16 school, has the same qualifications as a manicurist, has completed at  
17 least five hundred hours of instruction in teaching techniques and  
18 lesson planning in a school, and has passed an examination prepared or  
19 selected by the board and administered by the director. An applicant  
20 who holds a degree in education from an accredited postsecondary  
21 institution and who is otherwise qualified shall upon application be  
22 licensed as an instructor-operator with a manicurist endorsement.

23 (17) "Instructor-operator-esthetics" means a person who gives  
24 instruction in the practice of esthetics and instructor training in a  
25 school, has the same qualifications as an esthetician, has completed at  
26 least five hundred hours of instruction in teaching techniques and  
27 lesson planning in a school, and has passed an examination prepared or  
28 selected by the board and administered by the director. An applicant  
29 who holds a degree in education from an accredited postsecondary  
30 institution and who is otherwise qualified shall upon application be  
31 licensed as an instructor-operator with an esthetics endorsement.

32 (18) "Vocational student" is a person who in cooperation with any  
33 senior high, vocational technical institute, community college, or prep  
34 school, attends a cosmetology school and participates in its student  
35 course of instruction and has the same rights and duties as a student  
36 as defined in this chapter. The person must have academically  
37 completed the eleventh grade of high school. Every such vocational  
38 student shall receive credit for all creditable hours of the approved  
39 course of instruction received in the school of cosmetology upon

1 graduation from high school. Hours shall be credited to a vocational  
2 student if the student graduates from an accredited high school or  
3 receives a certificate of educational competence.

4 (19) "Booth renter" means a person who performs cosmetology,  
5 barbering, esthetics, or manicuring services where the use of the  
6 salon/shop facilities is contingent upon compensation to the owner of  
7 the salon/shop facilities and the person receives no compensation or  
8 other consideration from the owner for the services performed.

9 (20) "Person" means any individual, partnership, professional  
10 service corporation, joint stock association, joint venture, or any  
11 other entity authorized to do business in this state.

12 (21) "Salon/shop" means any building, structure, or motor home or  
13 any part thereof, other than a school, where the commercial practice of  
14 cosmetology, barbering, esthetics, or manicuring is conducted.

15 (22) "Crossover training" means training approved by the director  
16 as training hours that may be credited to current licensees for similar  
17 training received in another profession licensed under this chapter.

18 (23) "Approved security" means surety bond, savings assignment, or  
19 irrevocable letter of credit.

20 (24) "Mobile operator" means any person possessing a valid  
21 cosmetology, barbering, manicuring, or esthetician's license that  
22 provides services in a mobile salon/shop.

23 (25) "Personal service operator" means any person possessing a  
24 valid cosmetology, barbering, manicuring, or esthetician's license that  
25 provides services for clients in the client's home, office, or other  
26 location that is convenient for the client.

27 (26) "Operator" means any person possessing a valid cosmetology,  
28 barbering, manicuring, esthetician, or instructor license.

29 (27) "Basic manicurist" means a person licensed and restricted to  
30 perform manicures on only natural nails of the hands or feet.

31 (28) "Hairstylist or hairdresser" means a person licensed in  
32 another jurisdiction to engage in the practice of hairstyling or  
33 hairdressing.

34 (29) "The practice of hairstyling or hairdressing" means the  
35 practice of cutting, trimming, styling, shampooing, permanent waving,  
36 chemical relaxing or straightening, bleaching, or coloring of the hair  
37 of the face, neck, or scalp.

1       **Sec. 2.** RCW 18.16.130 and 1991 c 324 s 10 are each amended to read  
2 as follows:

3       Any person who is properly licensed in any state, territory, or  
4 possession of the United States, or foreign country shall be eligible  
5 for examination if the applicant submits the approved application and  
6 fee and provides proof to the director that he or she is currently  
7 licensed in good standing as a hairstylist or hairdresser,  
8 cosmetologist, barber, manicurist, esthetician, instructor, or the  
9 equivalent in that jurisdiction. Upon passage of the required  
10 examinations the appropriate license will be issued.

11       **Sec. 3.** RCW 18.16.165 and 1991 c 324 s 8 are each amended to read  
12 as follows:

13       (1) All licenses issued prior to January 1, 1992, shall remain in  
14 effect until renewal or January 1, 1993, whichever is earlier.

15       (a) On or before renewal of each individual's license the  
16 ~~((licensee))~~ operator will be allowed to designate the license  
17 endorsements to be issued. A licensed cosmetologist may request  
18 licenses in cosmetology, barbering, manicuring, and esthetics. A  
19 manicurist may request licenses in manicuring and esthetics. An  
20 instructor may request endorsements in cosmetology, barbering,  
21 manicuring, and esthetics.

22       (b) ~~((A))~~ Only one renewal fee is required ~~((for each))~~ by an  
23 operator, regardless of the number of license ~~((type))~~ endorsements  
24 requested. ~~((A licensed cosmetologist requesting all four licenses~~  
25 ~~shall pay four renewal fees.))~~ An instructor shall be issued one  
26 license with endorsements for the multiple areas that they teach with  
27 only one renewal fee required.

28       (c) After January 1, 1993, any ~~((licensee))~~ new operator wishing to  
29 obtain additional licenses or endorsements to their licenses shall meet  
30 the training and examination requirements of this chapter.

31       (2) Students currently enrolled in a licensed school in an approved  
32 course as of January 1, 1992, may apply for the examination or  
33 examinations in any type or any combination of types of licenses when  
34 they complete the appropriate course.

35       (3) Schools must update their curricula to comply with this chapter  
36 by July 1, 1992. No students may be enrolled in the programs under the  
37 previous law if they cannot complete their training prior to January 1,

1 1993, to allow them to apply for examination under subsection (2) of  
2 this section.

3 NEW SECTION. **Sec. 4.** A new section is added to chapter 18.16 RCW  
4 to read as follows:

5 Person engaged in the practice of basic manicuring between 1984 and  
6 July 1991, have until July 1, 1994, to pass a basic manicuring  
7 examination and become licensed as a basic manicurist, if they wish to  
8 continue practicing basic manicuring. This license will be restricted  
9 to working on natural nails only, and will not include any type of  
10 artificial nail work. To qualify for the basic manicurist examination,  
11 the applicant must submit proof of at least two full years' experience  
12 in a salon or shop, submit an examination application and pay the fee.  
13 The proof of experience must be in the form of certification from an  
14 employer. Failure to become licensed as a basic manicurist by July 1,  
15 1994, will require those persons to receive five hundred hours of  
16 manicure training in an approved school, and pass the manicurist  
17 examination before being legally licensed to engage in the practice of  
18 manicuring.

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