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Bruce
5/13/17

HOUSE CS FOR CS FOR SENATE BILL NO. 51(RLS)

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTIETH LEGISLATURE - FIRST SESSION

BY THE HOUSE RULES COMMITTEE

Offered:
Referred:

Sponsor(s): SENATOR VON IMHOF

REPRESENTATIVE Eastman

A BILL

FOR AN ACT ENTITLED

1 "An Act extending the termination date of the Board of Veterinary Examiners; relating
2 to the licensure of nail technicians; relating to the practice of manicuring; and providing
3 for an effective date."

4 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

5 * **Section 1.** AS 08.03.010(c)(22) is amended to read:

6 (22) Board of Veterinary Examiners (AS 08.98.010) - June 30, **2025**
7 [2017].

8 * **Sec. 2.** AS 08.13.040 is amended to read:

9 **Sec. 08.13.040. Meetings and examinations.** The board shall meet as often as
10 necessary to conduct its business. It shall conduct separate examinations covering the
11 following fields of practice: barbering, hairdressing, **advanced** manicuring, and
12 esthetics. Examinations shall be given at least twice in every year for each of these
13 fields of practice for which applications for licensure **or endorsements** are pending.
14 An applicant may take an examination in more than one field during the same testing
15 session. **The board may not require an applicant for licensure as a manicurist to**

take or pass an examination conducted by the board for the field of manicuring; however, nothing in this sentence prohibits the board from requiring a licensed manicurist to pass an examination to obtain an optional endorsement as an advanced manicurist under AS 08.13.080(f).

* **Sec. 3.** AS 08.13.080(a) is amended to read:

(a) An applicant for an examination authorized under AS 08.13.040 must

(1) have successfully completed all courses that a school with a curriculum in barbering approved by the board is required to teach in order to be licensed under AS 08.13.110 if applying for a license to practice barbering;

(2) have successfully completed all courses that a school with a curriculum in hairdressing approved by the board is required to teach to be licensed under AS 08.13.110 if applying for a license to practice hairdressing;

(3) have successfully completed all courses that a school with a curriculum in esthetics approved by the board is required to teach in order to be licensed under AS 08.13.110 if applying for a license to practice esthetics;

(4) [HAVE SUCCESSFULLY COMPLETED 250 HOURS OF INSTRUCTION IN MANICURING FROM A SCHOOL OF MANICURING OR HAIRDRESSING LICENSED UNDER AS 08.13.110 IF APPLYING FOR A LICENSE TO PRACTICE MANICURING;

(5)] have served an apprenticeship under AS 08.13.082;

(5) [(6)] specify the field of practice in which the applicant intends to teach and have held a license to practice in the field for three years or have held a license in the field for one year and have completed 600 hours of student training as an instructor in the field of practice from a licensed school with a curriculum approved by the board if applying for a license as an instructor except that a person licensed as an instructor in hairdressing may be an instructor in manicuring for courses that satisfy the requirement of (e) of this section, and the board may, by regulation, establish requirements for other manicuring instructors, including instructors who teach courses that satisfy requirements for an advanced manicurist endorsement; or

(6) [(7)] have completed course work and, if applicable, an

apprenticeship acceptable to the board.

* **Sec. 4.** AS 08.13.080 is amended by adding new subsections to read:

(e) An applicant for a license to practice manicuring shall

(1) submit documentation that the applicant has completed a course of 12 hours of instruction or training approved by the board that addresses health, safety, and hygiene concerns of manicuring customers and practitioners that are relevant to the practice of manicuring from a school licensed under AS 08.13.110 as a school of manicuring; documentation of completion of the course must include certification from the school that the applicant has passed a test given by the school covering the health, safety, and hygiene concerns of manicuring customers and practitioners that are relevant to the practice of manicuring; and

(2) pay the appropriate fee.

(f) An applicant for an endorsement to a license to practice manicuring or hairdressing indicating that the person is an advanced manicurist shall

(1) hold, or be approved for, a current license issued under this chapter for manicuring or hairdressing;

(2) request the endorsement;

(3) submit documentation from a licensed school of manicuring or hairdressing certifying completion of 250 hours of instruction in manicuring that meet the requirements of AS 08.13.110(e);

(4) pass an examination given by the board for advanced manicurists; and

(5) pay the appropriate fee.

* **Sec. 5.** AS 08.13.100(a) is amended to read:

(a) The board shall authorize the issuance of a license for the practice of barbering, hairdressing, [MANICURING,] or esthetics to each qualified applicant who has passed an examination under AS 08.13.090 and meets other applicable requirements under this chapter. The board shall authorize the issuance of a license for the practice of tattooing and permanent cosmetic coloring or for body piercing to each applicant who has satisfied the requirements of AS 08.13.080(d). **The board shall authorize the issuance of a license to practice manicuring to each applicant who**

1 has satisfied the requirements of AS 08.13.080(e). The board shall authorize the
2 issuance of an endorsement to a license to practice manicuring or hairdressing
3 indicating that the person is an advanced manicurist to each applicant who has
4 satisfied the requirements of AS 08.13.080(f).

5 * **Sec. 6.** AS 08.13.100(d) is amended to read:

6 (d) A person who holds a current valid license from a board of barbering,
7 hairdressing, manicuring, or esthetics in another state or who is licensed by another
8 state to practice tattooing and permanent cosmetic coloring or to practice body
9 piercing is entitled to a license or endorsement under this chapter without
10 examination or a new period of training in this state. An application must include

11 (1) proof of a valid license issued by another licensing jurisdiction; and

12 (2) proof of completed training, testing, and working experience that
13 the board finds to meet the minimum requirements of this state.

14 * **Sec. 7.** AS 08.13.110 is amended by adding new subsections to read:

15 (d) The board shall issue a license to a school of manicuring if it offers a
16 curriculum of 12 hours of instruction or training approved by the board that addresses
17 health, safety, and hygiene concerns of manicuring customers and practitioners that
18 are relevant to the practice of manicuring. A school of manicuring may offer
19 instruction in addition to the 12 hours required for a license, but the board may not
20 issue a license to a school of manicuring if the school requires its students to complete
21 more than 12 hours of the required instruction or training in health, safety, and
22 hygiene concerns before the school will certify that the student has completed the
23 school's manicuring course for purposes of AS 08.13.080(e).

24 (e) A school of manicuring may seek approval from the board for a curriculum
25 designed to qualify students for an advanced manicurist endorsement. The board shall
26 establish the curriculum requirements applicable under this subsection through its
27 authority under (a) of this section.

28 * **Sec. 8.** AS 08.13.160(d) is amended to read:

29 (d) The licensing and permit provisions of this chapter do not apply to

30 (1) a person practicing barbering, hairdressing, manicuring, or
31 esthetics in a community having a population of less than 1,000 people that is not

within 25 miles of a community of more than 1,000 people and who uses only chemicals available to the general public;

(2) a licensed health care professional;

(3) a person licensed by another licensing jurisdiction in a field of practice licensed by this chapter while demonstrating techniques or products to persons holding licenses or permits under this chapter;

(4) a person practicing tattooing and permanent cosmetic coloring or body piercing solely on the person's own body;

(5) the practice of manicuring by a student as part of instruction in a 12-hour course approved under AS 08.13.110(d).

* **Sec. 9.** AS 08.13.160(f) is amended to read:

(f) A person licensed under this chapter to practice hairdressing is considered to be licensed to practice **manicuring and** limited esthetics under the same license.

* **Sec. 10.** AS 08.13.175 is amended to read:

Sec. 08.13.175. Temporary license. A person who meets the requirements of AS 08.13.080(a)(1), (2), (3), (4), [(5),] or **(6)** [(7)] is entitled to be temporarily licensed after applying for examination under this chapter if the applicant works under the direct supervision, and within the physical presence, of a person who is licensed in the area of practice for which the applicant has applied for examination. A temporary license issued under this section is valid for 120 days and is nonrenewable. A person may not receive more than one temporary license for each area of practice licensed under this chapter. An application for a temporary license must be signed by the supervising licensee and accompanied by the temporary license fee required under AS 08.13.185.

* **Sec. 11.** AS 08.13.185(a) is amended to read:

(a) The Department of Commerce, Community, and Economic Development shall set fees under AS 08.01.065 for initial licenses and renewals for the following:

(1) schools;

(2) school owners;

(3) instructor;

(4) shop owner;

- (5) practitioner of barbering;
- (6) practitioner of hairdressing;
- (7) practitioner of manicuring;
- (8) practitioner of esthetics;
- (9) practitioner of tattooing and permanent cosmetic coloring;
- (10) practitioner of body piercing;
- (11) temporary shop license;
- (12) temporary permit;
- (13) temporary license;
- (14) student permit;
- (15) endorsement for advanced manicuring.**

* **Sec. 12.** AS 08.13.082(e) is repealed.

* **Sec. 13.** Section 13, ch. 27, SLA 2015, is repealed.

* **Sec. 14.** This Act takes effect immediately under AS 01.10.070(c).