

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

## SENATE BILL

No. 707 Session of  
2005INTRODUCED BY ERICKSON, PILEGGI, M. WHITE, WOZNIAK AND  
WONDERLING, MAY 26, 2005SENATOR WENGER, APPROPRIATIONS, RE-REPORTED AS AMENDED,  
APRIL 3, 2006

## AN ACT

1 Amending the act of May 3, 1933 (P.L.242, No.86), entitled, as  
2 amended, "An act to promote the public health and safety by  
3 providing for examination, licensing and granting of permits  
4 for those who desire to engage in the profession of  
5 cosmetology; defining cosmetology, and regulating cosmetology  
6 shops, schools, students, apprentices, teachers, managers,  
7 manicurists and cosmetologists; conferring powers and duties  
8 upon the Commissioner of Professional and Occupational  
9 Affairs in the Department of State; providing for appeals to  
10 certain courts by applicants and licensees; and providing  
11 penalties," further providing for definitions, for practice  
12 of cosmetology without license, for limited licenses, for  
13 practice in cosmetology shops only, for temporary licenses,  
14 for fees and for regulations; and substituting the term  
15 "salon" for the term "shop" throughout the act.

16 The General Assembly of the Commonwealth of Pennsylvania  
17 hereby enacts as follows:

18 Section 1. The title of the act of May 3, 1933 (P.L.242,  
19 No.86), referred to as the Cosmetology Law, amended June 30,  
20 1984 (P.L.479, No.100), is amended to read:

## AN ACT

22 To promote the public health and safety by providing for  
23 examination, licensing and granting of permits for those who  
24 desire to engage in the profession of cosmetology; defining

1 cosmetology, and regulating cosmetology [shops] salons,  
2 schools, students, apprentices, teachers, managers,  
3 manicurists and cosmetologists; conferring powers and duties  
4 upon the Commissioner of Professional and Occupational  
5 Affairs in the Department of State; providing for appeals to  
6 certain courts by applicants and licensees; and providing  
7 penalties.

8 Section 2. The definitions of "booth space," "cosmetician"  
9 and "cosmetology" in section 1 of the act, amended October 18,  
10 2000 (P.L.607, No.81), are amended and the section is amended by  
11 adding definitions to read:

12 Section 1. Definitions.--The following words and phrases  
13 when used in this act shall have the meanings given to them in  
14 this section unless the context clearly indicates otherwise:

15 \* \* \*

16 "Booth space" means the area of a cosmetology [shop] salon in  
17 which a licensed cosmetologist or a holder of a limited license  
18 provides to a client a service for which a license is required  
19 under this act.

20 "Braiding" means intertwining the hair in a systematic motion  
21 to create patterns in a three-dimensional form, inverting the  
22 hair against the scalp along part of a straight or curved row of  
23 intertwined hair, or twisting the hair in a systematic motion,  
24 and includes extending the hair with natural or synthetic hair  
25 fibers.

26 \* \* \*

27 ["Cosmetician" means an individual who engages only in the  
28 practice of massaging the face, applying cosmetic preparations,  
29 antiseptics, tonics, lotions or creams to the face, removing  
30 superfluous hair by tweezers, depilatories or waxes and the

1 dyeing of eyelashes and eyebrows.]

2 \* \* \*

3 "Cosmetology" includes any or all work done for compensation  
4 by any person, which work is generally and usually performed by  
5 cosmetologists, which work is for the embellishment, cleanliness  
6 and beautification of the human hair, such as arranging,  
7 braiding, dressing, curling, waving, permanent waving,  
8 cleansing, cutting, singeing, bleaching, coloring, pressing, or  
9 similar work thereon and thereabout, and the removal of  
10 superfluous hair, and the massaging, cleansing, stimulating,  
11 manipulating, exercising, or similar work upon the scalp, face,  
12 arms or hands, or the upper part of the body, by the use of  
13 mechanical or electrical apparatus or appliances or cosmetics,  
14 preparations, tonics, antiseptics, creams or lotions, or by any  
15 other means, and of manicuring the nails, which enumerated  
16 practices shall be inclusive of the term cosmetology but not in  
17 limitation thereof.

18 \* \* \*

19 "Esthetician" means an individual who engages only in the  
20 practice of massaging the face, applying cosmetic preparations,  
21 antiseptics, tonics, lotions or creams to the face, removing  
22 superfluous hair by tweezers, depilatories or waxes and the  
23 dyeing of eyelashes and eyebrows.

24 "Hair technician" means an individual engaged in embellishing  
25 or beautifying hair, wigs or hairpieces by arranging, dressing,  
26 pressing, curling, waving, permanent waving, cleansing, cutting,  
27 singeing, bleaching, coloring, braiding, weaving or similar  
28 work.

29 "Nail technician" means an individual engaged in manicuring  
30 the nails of any person, applying artificial or sculptured nails

1 to any person, massaging the hands and lower arms up to the  
2 elbow of any person, massaging the feet and lower legs up to the  
3 knee of any person or any combination of these types of  
4 services.

5 "Natural hair stylist" means an individual engaged in  
6 utilizing techniques that result in tension on hair roots such  
7 as twisting, wrapping, weaving, extending, locking or braiding  
8 of the hair. The practice does not include the application of  
9 dyes, reactive chemicals or other preparations to alter the  
10 color or to straighten, curl or alter the structure of the hair.

11 \* \* \*

12 Section 3. Sections 2 and 4 of the act, amended June 29,  
13 2002 (P.L.645, No.98), are amended to read:

14 Section 2. Practice [of Cosmetology] without License  
15 Prohibited.--It shall be unlawful for any person to [practice]:

16 (1) practice or teach cosmetology, esthetics, nail  
17 technology, hair technology or natural hair styling;

18 (2) use [to use] or maintain any place for [the practice of  
19 cosmetology,] engaging in these practices for compensation[,];

20 (3) use [or to use] or maintain any place for the teaching  
21 of [cosmetology, unless he or she shall have first obtained]  
22 these practices;

23 without first obtaining from the department a license or limited  
24 license as provided in this act.

25 Section 4. Eligibility Requirements for Examination.--No  
26 person shall be permitted by the board to take an examination to  
27 receive a license as a cosmetologist unless such person (1)  
28 shall be at least sixteen years of age and of good moral  
29 character at the time of making application, and (2) shall have  
30 completed a tenth grade education or the equivalent thereof, or

1 in lieu of such education or the equivalent thereof shall have  
2 received training from or under the auspices of the Bureau of  
3 Rehabilitation in the Department of Labor and Industry, and (3)  
4 shall have either (i) completed not less than [one thousand two  
5 hundred fifty] one thousand five hundred hours as a student in a  
6 duly registered school of cosmetology as hereinafter provided in  
7 this act, or (ii) shall have been registered and served as an  
8 apprentice at least two thousand hours in a licensed cosmetology  
9 [shop] salon as hereinafter provided in this act. The  
10 application shall be accompanied by a notarized statement from  
11 either the licensed cosmetology school the applicant attended or  
12 the licensed cosmetology teacher in the licensed cosmetology  
13 [shop] salon where the applicant studied and trained, stating  
14 that the applicant has completed the study and training period  
15 required under this act. No person shall be permitted to take an  
16 examination for a license to teach cosmetology unless such  
17 person shall have a cosmetologist's license, be at least  
18 eighteen years of age, shall have completed a twelfth grade  
19 education or the equivalent thereof and have had five hundred  
20 hours of specialized training as set forth in section 6 of this  
21 act which hours shall be in addition to the hours necessary to  
22 qualify for a cosmetologist's license.

23 Section 4. Section 4.3 of the act, amended June 30, 1984  
24 (P.L.479, No.100), is amended to read:

25 Section 4.3. Eligibility Requirements for Registration as an  
26 Apprentice.--No person shall be permitted to register as an  
27 apprentice of cosmetology nor shall a licensed cosmetology  
28 [shop] salon employ or cause to be registered a person until an  
29 application for an apprentice permit shall have been filed with  
30 the board and an apprentice permit issued by the board. No

1 apprentice permit shall be issued unless the prospective  
2 apprentice applying therefor shall have established to the  
3 satisfaction of the board that he or she is of good moral  
4 character, has completed a tenth grade education or the  
5 equivalent thereof or in lieu of such education or the  
6 equivalent thereof has received training from or under the  
7 auspices of the Bureau of Rehabilitation in the Department of  
8 Labor and Industry and is free from contagious or infectious  
9 disease.

10 Section 5. Section 4.4 of the act, amended June 29, 2002  
11 (P.L.645, No.98), is amended to read:

12 Section 4.4. Management of Cosmetology [Shops] Salons.--(a)  
13 Every [shop] salon owner shall designate a person in charge of  
14 the [shop] salon in the owner's absence.

15 (b) The name of the owner or designated person in charge  
16 shall be posted in a conspicuous place in the [shop] salon.

17 (c) The owner or designated person in charge of the [shop]  
18 salon shall be readily available during regular business hours  
19 to bureau inspectors.

20 Section 6. ~~Sections 5, 6(c) and 8~~ SECTION 5 of the act, <—  
21 amended June 30, 1984 (P.L.479, No.100), ~~are~~ IS amended to read: <—

22 Section 5. Limited Licenses.--[A limited license to manicure  
23 the nails only and as a cosmetician only may be applied for and  
24 granted under all of the terms and conditions of this act,  
25 except that the examination therefor may be limited to such  
26 practice only and the required schooling shall be not less than  
27 one month. A manicurist may operate a shop limited to  
28 manicuring. A cosmetician may operate a shop limited to that  
29 license. The board may promulgate regulations with respect to  
30 such shops.] (a) Applicants for any one of the four types of

1 limited licenses shall be at least sixteen years of age, be of  
2 good moral character, have completed a tenth grade education or  
3 the equivalent thereof, and pay the applicable fee to the board.

4 (b) The board shall issue the following limited licenses to  
5 qualified applicants:

6 (1) Esthetician license, which shall authorize the holder to  
7 engage in the practice of esthetics only. An applicant for an  
8 esthetician license shall have completed four hundred hours of  
9 instruction in skin care in a licensed school of cosmetology and  
10 passed an examination limited to that practice. Licensed  
11 estheticians may operate a salon limited to that license.

12 (2) Hair technician license, which shall authorize the  
13 holder to engage in the practice of hair technology only. An  
14 applicant for a hair technician license shall have completed  
15 ~~seven hundred fifty~~ ONE THOUSAND hours of instruction in hair <—  
16 technology in a licensed school of cosmetology and passed an  
17 examination limited to that practice. Licensed hair technicians  
18 may operate a salon limited to that license.

19 (3) Nail technician license, which shall authorize the  
20 holder to engage in the practice of nail technology only. An  
21 applicant for a nail technician license shall have completed two  
22 hundred hours of instruction in nail technology in a licensed  
23 school of cosmetology and passed an examination limited to that  
24 practice. Licensed nail technicians may operate a salon limited  
25 to that license.

26 (4) (i) Natural hair stylist license, which shall authorize  
27 the holder to engage in the practice of natural hair styling  
28 only. An applicant for a natural hair stylist license shall have  
29 completed three hundred hours of board-approved subjects  
30 relating to sanitation, scalp care, anatomy and natural hair

1 styling and passed an examination limited to that practice.  
2 Licensed natural hair stylists may operate a salon limited to  
3 that license.

4 (ii) The requirements of paragraph (4)(i) shall not apply  
5 and a natural hair stylist license shall be issued to an  
6 applicant who:

7 (A) has submitted an application, along with the required  
8 fee, within one year of the board's promulgation of final  
9 regulations required under this section; and

10 (B) can demonstrate proof of practice as a natural hair  
11 stylist for three consecutive years immediately prior to the  
12 date of application for licensure. Proof of practice shall  
13 require tax records of employment and an affidavit from the  
14 applicant and the applicant's immediate supervisor where  
15 applicable. The board shall accept the information provided  
16 without penalty to the applicant for failure to comply with  
17 licensing provisions prior to the effective date of this  
18 subsection.

19 (c) Within two years of the initial issuance of a license  
20 under this section, the licensee shall provide the board with  
21 proof that the licensee received one hundred fifty hours of  
22 education from a school of cosmetology as a condition of renewal  
23 of the license. The courses shall include, at a minimum, scalp  
24 care, hygiene and occupational safety.

25 (D) NO PERSON SHALL BE PERMITTED TO TAKE AN EXAMINATION FOR  
26 A LICENSE TO TEACH ESTHETICS, HAIR TECHNOLOGY, NAIL TECHNOLOGY  
27 OR NATURAL HAIR STYLING UNLESS THE PERSON HAS A CURRENT LICENSE  
28 IN THAT FIELD OF STUDY AND HAS SIX HUNDRED HOURS OF SPECIALIZED  
29 TRAINING AS SET FORTH IN SECTION 6 WHICH SHALL BE IN ADDITION TO  
30 THE HOURS NECESSARY TO QUALIFY FOR A LICENSE FOR AN ESTHETICIAN,

<—



1 HAIR TECHNICIAN, NAIL TECHNICIAN OR NATURAL HAIR STYLIST.

2 ~~Section 6. Requirements of a School of Cosmetology. \* \* \*~~ <—

3 ~~(c) No member of the board may inspect or be physically~~  
4 ~~present during the original inspection of a cosmetology [shop]~~  
5 ~~salon or a school of cosmetology.~~

6 SECTION 6.1. SECTION 6(A) AND (C) OF THE ACT, AMENDED JUNE <—  
7 30, 1984 (P.L.479, NO.100) AND JUNE 29, 2002 (P.L.645, NO.98),  
8 ARE AMENDED TO READ:

9 SECTION 6. REQUIREMENTS OF A SCHOOL OF COSMETOLOGY.--(A) NO  
10 SCHOOL OF COSMETOLOGY SHALL BE GRANTED A LICENSE OR RENEWAL  
11 THEREOF UNLESS IT SHALL: (1) ENROLL ONLY THOSE STUDENTS WHO HAVE  
12 COMPLETED A NINTH GRADE EDUCATION OR THE EQUIVALENT THEREOF, OR  
13 IN LIEU OF SUCH EDUCATION OR THE EQUIVALENT THEREOF HAVE  
14 RECEIVED TRAINING FROM OR UNDER THE AUSPICES OF THE BUREAU OF  
15 REHABILITATION IN THE DEPARTMENT OF LABOR AND INDUSTRY; ARE OF  
16 GOOD MORAL CHARACTER; AND ARE FREE FROM CONTAGIOUS OR INFECTIOUS  
17 DISEASE; (2) EMPLOY AND MAINTAIN A SUFFICIENT NUMBER OF  
18 COMPETENT TEACHERS, REGISTERED AS SUCH; (3) POSSESS APPARATUS  
19 AND EQUIPMENT SUFFICIENT FOR THE PROPER AND FULL TEACHING OF ALL  
20 SUBJECTS OF ITS CURRICULUM; (4) KEEP A DAILY RECORD OF THE  
21 ATTENDANCE OF EACH STUDENT; (5) MAINTAIN REGULAR CLASS AND  
22 INSTRUCTION HOURS; (6) ESTABLISH GRADES AND HOLD EXAMINATIONS  
23 BEFORE ISSUANCE OF DIPLOMAS; AND (7) REQUIRE A DAY SCHOOL TERM  
24 OF TRAINING OF NOT LESS THAN ONE THOUSAND [TWO HUNDRED FIFTY]  
25 FIVE HUNDRED HOURS WITHIN A PERIOD OF NOT LESS THAN [EIGHT] TEN  
26 CONSECUTIVE MONTHS OR A NIGHT SCHOOL TERM OF TRAINING FOR A  
27 PERIOD OF NOT LESS THAN [FIFTEEN] NINETEEN CONSECUTIVE MONTHS  
28 FOR A COMPLETE COURSE, COMPRISING ALL OR A MAJORITY OF THE  
29 PRACTICES OF COSMETOLOGY, AS PROVIDED BY THIS ACT, AND TO  
30 INCLUDE PRACTICAL DEMONSTRATIONS AND THEORETICAL STUDIES, AND

1 STUDY IN SANITATION, STERILIZATION, AND THE USE OF ANTISEPTICS,  
2 COSMETICS AND ELECTRICAL APPLIANCES CONSISTENT WITH THE  
3 PRACTICAL AND THEORETICAL REQUIREMENTS AS APPLICABLE TO  
4 COSMETOLOGY OR ANY PRACTICE THEREOF. THE HOURS OF TRAINING  
5 REQUIRED SHALL BE ACCOMPLISHED WITHIN FOUR CONSECUTIVE YEARS. IN  
6 NO CASE SHALL THERE BE LESS THAN ONE TEACHER TO EACH TWENTY-FIVE  
7 PUPILS. [A SEPARATE CURRICULUM OF FIVE] SEPARATE CURRICULA OF  
8 SIX HUNDRED HOURS SHALL BE ESTABLISHED FOR PERSONS SEEKING TO  
9 BECOME TEACHERS OF COSMETOLOGY, HAIR TECHNOLOGY, ESTHETICS, NAIL  
10 TECHNOLOGY OR NATURAL HAIR STYLING WHICH SHALL INCLUDE METHODS  
11 OF TEACHING AND PRINCIPLES OF EDUCATION: PROVIDED, HOWEVER, THAT  
12 TEACHERS IN PUBLIC SCHOOL PROGRAMS OF COSMETOLOGY WHO MEET THE  
13 STANDARDS ESTABLISHED BY THE DEPARTMENT OF EDUCATION FOR  
14 VOCATIONAL EDUCATION TEACHERS IN THE PUBLIC SCHOOLS SHALL BE  
15 DEEMED TO HAVE SATISFIED SUCH ADDITIONAL SEPARATE CURRICULUM FOR  
16 TEACHERS. EACH SCHOOL SHALL REPORT TO THE BOARD STUDENT HOURS  
17 QUARTERLY ON FORMS PROVIDED BY THE BOARD. A COSMETOLOGY SCHOOL  
18 SHALL BE MANAGED ON A DAY-TO-DAY BASIS BY A SCHOOL SUPERVISOR  
19 DESIGNATED BY THE OWNER OF THE SCHOOL. THAT PERSON'S NAME WILL  
20 BE ON FILE WITH THE BOARD AS THE RESPONSIBLE PARTY AT THE  
21 SCHOOL. THE SCHOOL'S SUPERVISOR SHALL NOT BE REQUIRED TO OBTAIN  
22 A SPECIAL LICENSE.

23 \* \* \*

24 (C) NO MEMBER OF THE BOARD MAY INSPECT OR BE PHYSICALLY  
25 PRESENT DURING THE ORIGINAL INSPECTION OF A COSMETOLOGY [SHOP]  
26 SALON OR A SCHOOL OF COSMETOLOGY.

27 SECTION 6.2. SECTION 8 OF THE ACT, AMENDED JUNE 30, 1984  
28 (P.L.479, NO.100), IS AMENDED TO READ:

29 Section 8. Practice in [Cosmetology Shops] Licensed Salons  
30 Only.--(a) It shall be unlawful for any person [to]:

1     (1) to practice cosmetology for pay in any place other than  
2     a licensed cosmetology [shop, manicurist shop] salon or barber  
3     shop as defined in the act of June 19, 1931 (P.L.589, No.202),  
4     referred to as the Barbers' License Law[:]; or

5     (2) to practice esthetics, nail technology, hair technology  
6     or natural hair styling for pay in any place other than a  
7     licensed cosmetology salon or a salon licensed for one of the  
8     limited license practices.

9     (b) A [Provided, That a] licensed cosmetologist or the  
10    holder of a limited license may furnish [cosmetology] treatments  
11    to persons in their residences [of such persons] by appointment.

12    Section 7. Sections 8.1 and 9.2 heading and (a) of the act,  
13    amended June 29, 2002 (P.L.645, No.98), are amended to read:

14    Section 8.1. Booth Rental Prohibited.--The rental of booth  
15    space by an owner of a cosmetology [shop] salon to any holder of  
16    a license issued under this act is unlawful.

17    Section 9.2. Shared Shops and Salons.--(a) A licensed  
18    barber and a licensed cosmetologist shall be permitted to work  
19    in the same shop or salon if the requirements of this section  
20    are met. Any licensed shop or salon which employs a licensed  
21    barber and a licensed cosmetologist shall not be required to  
22    erect or install any physical barriers which separate the barber  
23    and the cosmetologist. All licensed shops or salons shall  
24    conform with the provisions of section 4.4 of this act.

25    \* \* \*

26    Section 8. Section 10 of the act, amended June 30, 1984  
27    (P.L.479, No.100), is amended to read:

28    Section 10. Apprentices in Cosmetology [Shops] Salons.--Any  
29    cosmetologist who is a cosmetology [shop] salon owner, at least  
30    twenty-three years of age, who is a high school graduate or the

1 equivalent thereof, who has had at least five years experience  
2 as a licensed cosmetologist in Pennsylvania, and who is a holder  
3 of a teacher's license, may instruct apprentices in a duly  
4 licensed cosmetology [shop] salon, provided that there shall be  
5 no less than two licensed cosmetologists in addition to the  
6 teacher for each apprentice in any [shop] salon and there shall  
7 be no more than two apprentices in any [shop] salon, and  
8 provided such [shop] salon is not held out as a school of  
9 cosmetology and provided each teacher instructing an apprentice  
10 shall report quarterly hours to the board on a form provided by  
11 the board. Such apprentices may apply for examination at the end  
12 of their apprenticeship at the next regular examination held by  
13 the board, and, if successful therein, shall be licensed as  
14 cosmetologists. Registered apprentices upon completion of their  
15 required term of apprenticeship, may apply for, and receive from  
16 the department, a temporary permit to practice in the field of  
17 cosmetology until the next regular examination. Nothing in this  
18 act shall prohibit an owner from hiring a cosmetology teacher to  
19 instruct apprentices.

20 Section 9. Section 12.1 of the act, amended June 29, 2002  
21 (P.L.645, No.98), is amended to read:

22 Section 12.1. Temporary Licenses.--Upon payment of the  
23 required fee, a temporary license may be issued to any applicant  
24 who is eligible for admission to a cosmetologist's examination  
25 or [a manicurist's examination] to the examination for any of  
26 the limited licenses. An applicant who is thus licensed shall  
27 practice only under the supervision of a licensed teacher or  
28 cosmetologist, or under the supervision of the holder of a  
29 corresponding limited license, until the time of the next  
30 scheduled examination. Temporary licenses are granted for a

1 nine-month period.

2 Section 10. Section 13(a) of the act, amended June 30, 1984  
3 (P.L.479, No.100), is amended to read:

4 Section 13. Powers and Duties of Board.--(a) The board  
5 shall have the power to refuse, revoke, refuse to renew or  
6 suspend licenses, upon due hearing, on proof of violation of any  
7 provisions of this act, or the rules and regulations established  
8 by the board under this act, or for gross incompetency or  
9 dishonest or unethical practices, or for failing to submit to an  
10 inspection of a licensee's [shop] salon during the business  
11 hours of the [shop] salon and shall have the power to require  
12 the attendance of witnesses and the production of such books,  
13 records, and papers as may be necessary. Before any licenses  
14 shall be suspended or revoked for any of the reasons contained  
15 in this section, the holder thereof shall have notice in writing  
16 of the charge or charges against him or her and shall, at a day  
17 specified in said notice, be given a public hearing before a  
18 duly authorized representative of the board with a full  
19 opportunity to produce testimony in his or her behalf and to  
20 confront the witnesses against him or her. Any person whose  
21 license has been so suspended may on application to the board  
22 have the same reissued to him or her, upon satisfactory proof  
23 that the disqualification has ceased.

24 \* \* \*

25 Section 11. Section 14 of the act, amended June 29, 2002  
26 (P.L.645, No.98), is amended to read:

27 Section 14. Sanitary Rules.--The board shall prescribe such  
28 sanitary rules as it may deem necessary, with particular  
29 reference to the precautions necessary to be employed to prevent  
30 the creating and spreading of infectious and contagious

1 diseases; and it shall be unlawful for the owner of any  
2 cosmetology [shop] salon or school of cosmetology to permit any  
3 person to sleep in or use for residential purposes any room used  
4 wholly or in part as a cosmetology [shop] salon or school of  
5 cosmetology.

6 Section 12. Section 14.1 of the act, added June 30, 1984  
7 (P.L.479, No.100), is amended to read:

8 Section 14.1. Tanning Units.--The board may not prescribe or  
9 enforce any regulation prohibiting the use of any type of  
10 tanning unit in cosmetology [shops] salons unless the United  
11 States Food and Drug Administration, or another Federal or  
12 Commonwealth agency of comparable expertise on matters of public  
13 health, determines that the use of that type of tanning unit in  
14 accordance with the manufacturer's instructions presents a  
15 serious risk to the public.

16 Section 13. Section 16(a) and (b) of the act, amended June  
17 30, 1984 (P.L.479, No.100) and June 29, 2002 (P.L.645, No.98),  
18 are amended and the section is amended by adding a subsection  
19 designation to read:

20 Section 16. Fees.--(a) The board shall, by regulation, fix  
21 the following fees: (1) for the issuance of a license, with or  
22 without examination, for cosmetology [shop] salon owners,  
23 teachers, cosmetologists, [manicurists, manicurist shops,] nail  
24 technologists, nail technology salons, estheticians, esthetician  
25 salons, hair technicians, hair technician salons, natural hair  
26 stylists, natural hair styling salons, students[,] and  
27 cosmetology schools;

28 ~~+(2)~~ (1.1) [and] for registration fee for apprentices; and <—

29 ~~+(2)~~ ~~+(3)~~ for biennial renewal [fees for] of cosmetology <—

30 [shop] salon owners, school instructors, cosmetologists,

1 [manicurists, cosmetology schools and manicurist shops.] nail  
2 technologists, estheticians, hair technicians, natural hair  
3 stylists, cosmetology schools, nail technology salons,  
4 esthetician salons, hair technology salons and natural hair <—  
5 styling salons. Fees for SALONS AND NATURAL HAIR STYLING SALONS. <—

6 (A.1) FEES FOR registration, licensure and examination shall  
7 be paid in advance to the department into the Professional  
8 Licensure Augmentation Account.

9 (b) In case a cosmetology [shop] salon owner changes the  
10 location of his or her [shop] salon a new license must be  
11 secured. The board shall, by regulation, fix the fee required  
12 for such new license.

13 \* \* \*

14 Section 14. Section 18.1 of the act, added June 30, 1984  
15 (P.L.479, No.100), is amended to read:

16 Section 18.1. Customer Complaints.--Each [shop] salon shall  
17 have displayed in a conspicuous place near the [shop] salon  
18 entrance a notice to customers listing the phone number at which  
19 a customer may report a complaint to the State Board of  
20 Cosmetology.

21 Section 15. Section 20(e) of the act, amended June 29, 2002  
22 (P.L.645, No.98), is amended to read:

23 Section 20. Penalties.--\* \* \*

24 (e) The owner of any [shop] salon employing an unlicensed  
25 cosmetologist shall, upon conviction, be sentenced to pay a fine  
26 not exceeding five hundred dollars (\$500.00), or to undergo  
27 imprisonment not exceeding six (6) months, or both, at the  
28 discretion of the court.

29 Section 16. The board shall promulgate regulations required  
30 to implement this act within 18 months of the effective date of

1 this act.

2 Section 17. This act shall take effect in 60 days.