

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2727 Session of 2022

INTRODUCED BY MEHAFFIE, HELM, KEEFER AND MILLARD, JUNE 28, 2022

REFERRED TO COMMITTEE ON PROFESSIONAL LICENSURE, JUNE 28, 2022

AN ACT

1 Amending the act of May 3, 1933 (P.L.242, No.86), entitled "An  
 2 act to promote the public health and safety by providing for  
 3 examination, licensing and granting of permits for those who  
 4 desire to engage in the profession of cosmetology; defining  
 5 cosmetology, and regulating cosmetology salons, schools,  
 6 students, apprentices, teachers, managers, manicurists and  
 7 cosmetologists; conferring powers and duties upon the  
 8 Commissioner of Professional and Occupational Affairs of the  
 9 Department of State; providing for appeals to certain courts  
 10 by applicants and licensees; and providing penalties,"  
 11 providing for salon area requirements and further providing  
 12 for temporary licenses.

13 The General Assembly of the Commonwealth of Pennsylvania  
 14 hereby enacts as follows:

15 Section 1. The act of May 3, 1933 (P.L.242, No.86), referred  
 16 to as the Cosmetology Law, is amended by adding a section to  
 17 read:

18 Section 9.4. Salon Area Requirements.--(a) Except as  
 19 provided under subsection (b), for a licensed cosmetology salon  
 20 operated by one licensee, the floor area of the salon shall be a  
 21 minimum of one hundred twenty square feet with a minimum width  
 22 of ten feet. If a salon under this subsection is operated by  
 23 more than one licensee, the floor area of the salon shall

1 contain an additional sixty square feet for each additional  
2 licensee. The board, upon an applicant's request, may exempt a  
3 salon from the floor area requirements under this subsection if  
4 the board deems the exemption reasonable.

5 (b) For a licensed cosmetology salon that opened before  
6 September 15, 1976, and is operated by one licensee, the floor  
7 area of the salon shall contain sufficient space to properly  
8 install the necessary equipment to ensure the health and safety  
9 of the customers of the salon. The floor space of a salon under  
10 this subsection shall be a minimum of ten feet by twelve feet or  
11 one hundred twenty square feet. If a salon under this subsection  
12 is operated by more than one licensee, the floor area of the  
13 salon shall contain an additional sixty square feet for each  
14 additional licensee. The board, after examination of a salon's  
15 layout, may exempt the salon from the floor area requirements  
16 under this subsection if the board deems the exemption  
17 reasonable.

18 Section 2. Section 12.1 of the act is amended to read:

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

28 (b) Upon payment of a fee set by the board not to exceed one  
29 hundred dollars (\$100.00), a temporary salon license may be  
30 issued to a licensed cosmetologist who has submitted an

1 application for an initial license to operate a cosmetology  
2 salon. A temporary salon license issued under this subsection  
3 shall only be valid for a period of ninety days. To be eligible  
4 for a temporary salon license under this subsection, the  
5 licensed cosmetologist shall certify all of the following to the  
6 board:

7 (1) The licensed cosmetologist has practiced cosmetology for  
8 no less than three years prior to submitting the application for  
9 an initial license to operate a cosmetology salon.

10 (2) The licensed cosmetologist will not employ any other  
11 individual at the salon while operating under the temporary  
12 salon license.

13 Section 3. This act shall take effect in 60 days.