

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1867 Session of
2011

INTRODUCED BY GILLESPIE, D. COSTA, GIBBONS, HAHN, MURT,
YOUNGBLOOD AND O'NEILL, SEPTEMBER 26, 2011

REFERRED TO COMMITTEE ON PROFESSIONAL LICENSURE, SEPTEMBER 26,
2011

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 salons, 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 shared shops and salons.

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

14 Section 1. Section 9.2 of the act of May 3, 1933 (P.L.242,
15 No.86), referred to as the Cosmetology Law, amended June 29,
16 2002 (P.L.645, No.98) and July 7, 2006 (P.L.704, No.99), is
17 amended to read:

18 Section 9.2. Shared Shops and Salons.--(a) [A licensed
19 barber and a licensed cosmetologist shall be permitted to work
20 in the same shop or salon if the requirements of this section
21 are met.] A licensee under this act, the act of June 19, 1931
22 (P.L.589, No.202), referred to as the Barbers' License Law, or

1 the act of October 9, 2008 (P.L.1438, No.118), known as the
2 "Massage Therapy Law," shall be permitted to work in the same
3 room, shop or salon if the requirements of this section are met.

4 Any licensed shop or salon which employs a licensed barber and a
5 licensed cosmetologist shall not be required to erect or install
6 any physical barriers which separate the barber and the
7 cosmetologist. All licensed shops or salons shall conform with
8 the provisions of section 4.4 of this act.

9 (c) For the purpose of this section only, when a licensee
10 under this act and a licensee under the Barbers' License Law or
11 the "Massage Therapy Law" are subject to formal proceedings for
12 violations of this act [or], the Barbers' License Law[,] or the
13 "Massage Therapy Law," the board [and], the State Board of
14 Barber Examiners or the State Board of Massage Therapy shall
15 consolidate all formal actions against such licensees for the
16 purpose of prosecution and hearing provided that the board shall
17 retain to itself exclusively the power to revoke or suspend
18 licenses after such prosecution and hearing.

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