

STATE OF OKLAHOMA

2nd Session of the 59th Legislature (2024)

SENATE BILL 1475

By: Bergstrom

AS INTRODUCED

An Act relating to cosmetology and barbering; amending 59 O.S. 2021, Section 199.1, which relates to definitions; adding and modifying definitions; deleting definitions; amending 59 O.S. 2021, Section 199.3, which relates to the powers of the State Board of Cosmetology and Barbering; removing reference to certain license; adding license for examination consideration by Board; preventing rules from modifying training or testing of specialty licenses not codified in statute; amending 59 O.S. 2021, Section 199.6, as amended by Section 1, Chapter 57, O.S.L. 2022 (59 O.S. Supp. 2023, Section 199.6), which relates to rules; updating references to certain licenses; removing requirements for operation of certain establishments or providing certain services; adding certain services to the exceptions of this act; amending 59 O.S. 2021, Section 199.7, which relates to cosmetology and barbering schools; modifying hours of instruction; adding requirements for certain instructor; establishing educational requirements for certain instructor; amending 59 O.S. 2021, Section 199.8, which relates to apprentices; modifying hours of training; amending 59 O.S. 2021, Section 199.9, which relates to inspection of facilities; exempting certain licensees from the requirements of inspections under certain conditions; amending 59 O.S. 2021, Section 199.10, which relates to expiration and renewal of license; removing references to certain licenses; amending 59 O.S. 2021, Section 199.14, which relates to license fees; updating license fees; amending 59 O.S. 2021, Section 199.18, which relates to services provided in a private residence; updating licenses authorized to provide services; creating the eyelash extension specialist license; providing educational

1 requirements; prohibiting the Board from requiring
2 examination to obtain license; allowing for services
3 to be performed in certain establishments; providing
4 for codification; and providing an effective date.

5 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

6 SECTION 1. AMENDATORY 59 O.S. 2021, Section 199.1, is
7 amended to read as follows:

8 Section 199.1. As used in the Oklahoma Cosmetology and
9 Barbering Act:

10 1. "Apprentice" means a person who is engaged in learning the
11 practice of cosmetology or barbering in a cosmetology or barbering
12 establishment;

13 2. "Barber" or "barber stylist" means any person who engages in
14 the practice of barbering;

15 3. "Barbering" means ~~any one or any combination of~~ the
16 following practices, when done upon the upper part of the human body
17 for cosmetic purposes and when done for payment either directly or
18 indirectly for the general public, constitutes the practice of
19 barbering, to wit: Shaving or trimming the beard or cutting the
20 hair; giving facial or scalp massages or treatment with oils,
21 creams, lotions or other preparations, either by hand or mechanical
22 appliances; singeing, shampooing or applying lighteners or color to
23 the hair or applying hair tonics; applying cosmetic preparations,
24 antiseptics, powders, oils, clays or lotions to scalp, face, neck or

1 upper part of the body; and removing superfluous hair from the face,
2 neck or upper part of the body;

3 4. "Barber establishment" means an establishment or place of
4 business where one or more persons are engaged in the practice of
5 barbering, but shall not include barber schools or colleges;

6 5. "Barber school" or "barber college" means an establishment
7 operated for the purpose of teaching barbering;

8 6. "Blow-dry styling" means the practice of shampooing,
9 conditioning, drying, arranging, curling, straightening, or styling
10 hair using mechanical devices, hairsprays, and topical agents
11 including, but not limited to, balms, oils, and serums. Blow-dry
12 styling shall include the use and styling of hair extensions, hair
13 pieces, and wigs. Blow-dry styling shall not include cutting hair
14 or the application of dyes, bleach, reactive chemicals, keratin
15 treatments, or other preparations for the coloring and altering of
16 hair structure;

17 7. "Board" means the State Board of Cosmetology and Barbering;

18 ~~7. "Cosmetic studio" means any place or premises where~~
19 ~~demonstrators give demonstrations, without compensation, for the~~
20 ~~purpose only of advertising and selling cosmetics;~~

21 ~~8. "Cosmetician" means a person licensed by the Board to~~
22 ~~perform patron services limited to hair arranging and application of~~
23 ~~makeup, including, but not limited to, using hairstyling tools and~~
24 ~~products. Services must be performed in a licensed establishment;~~

1 ~~9.~~ 8. "Cosmetology" means ~~any one or combination of the~~
2 practices generally and usually performed by and known as the
3 occupation of beauticians, beauty culturists, beauty operators,
4 ~~cosmeticians~~, cosmetologists, or hairdressers or of any other person
5 holding himself or herself out as practicing cosmetology by whatever
6 designation and within the meaning of the Oklahoma Cosmetology and
7 Barbering Act and in or upon whatever place or premises.
8 Cosmetology shall include, but not be limited to, any one or
9 combination of the following practices: bleaching, cleansing,
10 curling, cutting, coloring, dressing, removing, singeing, styling,
11 waving, or similar work upon the hair of any person by any means,
12 whether with hands or mechanical or electrical apparatus or
13 appliances. Nothing in the Oklahoma Cosmetology and Barbering Act
14 shall be construed to prohibit the use of hands or mechanical or
15 electrical apparatus or appliances for the nonpermanent removal of
16 hair from the human body without puncturing of the skin or the use
17 of cosmetic preparations, antiseptics, tonics, lotions, or creams,
18 or massaging, cleansing, stimulating, exercising, beautifying, or
19 similarly working the scalp, face, neck, arms, or the manicuring of
20 the nails of any person, exclusive of such of the foregoing
21 practices as are within the scope of practice of the healing arts as
22 provided by law;

23 ~~10.~~ 9. "Cosmetology establishment" means an establishment or
24 place of business where one or more persons are engaged in the
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1 practices of cosmetology but shall not include cosmetology schools
2 or colleges;

3 ~~11.~~ 10. "Cosmetology or barber school/college" means any place
4 or premises where instruction in any or all the practices of
5 cosmetology or barbering is given. Any person, firm, institution or
6 corporation, who holds himself, herself or itself out as a school to
7 teach and train, or any person, firm, institution or corporation who
8 shall teach and train any other person or persons in any of the
9 practices of cosmetology or barbering is hereby declared to be
10 engaged in operating a cosmetology and/or barber school, and shall
11 be subject to the provisions of the Oklahoma Cosmetology and
12 Barbering Act. Licensed cosmetology and/or barber schools may offer
13 education to secondary and postsecondary students in this state;

14 ~~12. "Demonstrator" means a person who is not licensed in this~~
15 ~~state as an operator or instructor and who demonstrates any cosmetic~~
16 ~~preparation. The person shall be required to obtain a Demonstrator~~
17 ~~license and pass a state written exam relating to general safety and~~
18 ~~sanitation from the Board before making any such demonstrations;~~

19 11. "Eyelash extension application" means the application,
20 removal, and trimming of threadlike natural or synthetic fibers to
21 an eyelash. Eyelash extension application shall include the
22 cleaning of lashes. Eyelash extension application shall not include
23 color agents, straightening agents, permanent wave solutions,
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1 bleaching agents, or any other service that may be considered under
2 the practice of cosmetology;

3 12. "Eyelash extension instructor" means a person licensed by
4 the Board as a qualified teacher of eyelash extension application;

5 13. "Eyelash extension specialist" means a person licensed by
6 the Board to perform eyelash extension application;

7 ~~13.~~ 14. "Facial/Esthetics instructor" means a person licensed
8 by the Board as a qualified teacher of the art and science of facial
9 and esthetics theory and practice;

10 ~~14.~~ 15. "Facialist/Esthetician" means any person who gives
11 facials for compensation;

12 ~~15. "Hairbraiding technician" means a person certified by the~~
13 ~~Board to perform hairbraiding, hairweaving techniques, and hair~~
14 ~~extensions in a licensed cosmetology establishment~~

15 16. "Hairbraiding" means the service of twisting, wrapping,
16 weaving, extending, locking, or braiding hair by hand or with
17 mechanical devices. Hairbraiding shall include the use of natural
18 or synthetic hair extensions, natural or synthetic hair and fibers,
19 decorative beads or other hair accessories, the minor trimming of
20 natural hair or hair extensions incidentally, or twisting, wrapping,
21 weaving, extending, locking, or braiding hair, or the making of wigs
22 from natural hair, natural fibers, synthetic fibers, or hair
23 extensions. Hairbraiding shall include the use of topical agents
24 such as conditioners, gels, moisturizers, oils, pomades, and

1 shampoos. Hairbraiding shall not include the application of dyes,
2 reactive chemicals, or other preparations to alter the color of the
3 hair or to straighten, curl, or alter the structure of the hair or
4 the use of chemical hair jointing agents such as synthetic tape,
5 keratin bonds, or fusion bonds. Hairbraiding shall not be
6 considered under the practice of cosmetology;

7 ~~16.~~ 17. "Hybrid learning" means courses that combine face-to-
8 face classroom instruction with on-line, computer-based learning;

9 ~~17.~~ 18. "Makeup application" means the application of a
10 cosmetic to enhance the appearance of the face or skin including,
11 but not limited to, powder, foundation, rouge, eyeshadow, eyeliner,
12 mascara, or lipstick. Makeup application shall include the
13 application of makeup applied using an airbrush. Makeup application
14 shall not include the application of permanent makeup or tattooing;

15 19. "Manicurist/Nail technician" means a person who gives
16 manicures, gives pedicures, or applies artificial nails;

17 ~~18.~~ 20. "Manicurist/Nail technician instructor" means a person
18 licensed by the Board as a qualified teacher of the art and science
19 of nail technology theory and practice;

20 ~~19.~~ 21. "Master barber instructor" means a person who gives
21 instruction in barbering or any practices thereof;

22 ~~20.~~ 22. "Master cosmetology instructor" means a person who
23 gives instruction in cosmetology or any practices thereof;

1 ~~21.~~ 23. "Postsecondary institution" means a school licensed to
2 teach students according to prescribed curriculum as in paragraph 1
3 of subsection G of Section 199.7 of this title and in Board rule
4 175:10-3-34(a);

5 ~~22.~~ 24. "Public school" means any state-supported institution
6 conducting a cosmetology program;

7 ~~23.~~ 25. "Secondary institution" means a school licensed to
8 teach students eligible for credit of five hundred (500) hours of
9 related subjects as prescribed in paragraph 2 of subsection G of
10 Section 199.7 of this title and in Board rule 175:10-3-34(b); and

11 ~~24.~~ 26. "Student" means a person who is enrolled in and
12 attending a cosmetology or barbering school for the purpose of
13 learning the practice of cosmetology or barbering.

14 SECTION 2. AMENDATORY 59 O.S. 2021, Section 199.3, is
15 amended to read as follows:

16 Section 199.3. A. In order to safeguard and protect the health
17 and general welfare of the people of the State of Oklahoma, the
18 State Board of Cosmetology and Barbering is hereby vested with the
19 powers and duties necessary and proper to enable it to fully and
20 effectively carry out the provisions of the Oklahoma Cosmetology and
21 Barbering Act.

22 B. The Board shall have the powers and duties to:

23 1. Promulgate rules pursuant to the Administrative Procedures
24 Act relating to standards of sanitation which must be observed and
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1 practiced by all cosmetology and barber establishments, cosmetology
2 or barber schools, master cosmetology instructors, master barber
3 instructors, barbers, apprentices, students, and board licensees.
4 The Board shall furnish copies of the rules to the owner or manager
5 of each cosmetology school, barber school and cosmetology and barber
6 establishment operating in this state. It shall be the duty of each
7 owner or manager to post a copy of the rules in a conspicuous place
8 in each of the establishments or schools;

9 2. Conduct examinations of applicants for certificates of
10 registration as manicurists, cosmetologists, facial operators,
11 ~~hairbraiding technician~~, manicurist/nail technician instructor,
12 facial/esthetics instructor, master cosmetology instructor,
13 ~~cosmetician~~, barber, or barber instructor at such times and places
14 determined by the Board. Applications for all examinations shall be
15 made on forms approved by the Board;

16 3. Keep a record of all its proceedings. The Board shall keep
17 a record of all applicants for certificates, licenses and permits,
18 showing the name of the applicant, the name and location of the
19 place of occupation or business, if any, and the residence address
20 of the applicant, and whether the applicant was granted or refused a
21 certificate, license or permit. The records of the Board shall be
22 valid and sufficient evidence of matters contained therein, shall
23 constitute public records. Records shall be open to public
24 inspection at all reasonable times and subject to the Oklahoma Open

1 Records Act. Notwithstanding any other provision of law to the
2 contrary, records and information obtained in connection with an
3 investigation of alleged violations, including complaints, identity
4 of a complainant, investigative reports, and documentation or images
5 generated or received during the course of an investigation, shall
6 be confidential and shall not be subject to disclosure;

7 4. Issue all certificates of registration, licenses, permits,
8 notices and orders;

9 5. Establish limited specialty licenses for ~~cosmetician~~,
10 facial/esthetics instructor, eyelash extension instructor,
11 manicurist/nail technician instructor, master barber instructor, or
12 master cosmetology instructor within the practice of cosmetology or
13 barbering. The Board shall also promulgate rules for special
14 licenses, including but not limited to reduced curriculum
15 requirements, as the Board may deem appropriate and necessary to
16 further the purposes of the Oklahoma Cosmetology and Barbering Act;
17 provided that the rules promulgated for specialty licenses shall not
18 require training or testing not required in this act;

19 6. Make regular inspections of all cosmetology and barber
20 schools and cosmetology and barber establishments licensed to
21 operate in this state, and reports thereof shall be kept and
22 maintained in the office of the Board;

23 7. Make investigations and reports on all violations of the
24 Oklahoma Cosmetology and Barbering Act;

1 8. Take samples of beauty supplies for the purpose of chemical
2 analysis; provided, that if the owner demands payment for the sample
3 taken, payment at the regular retail price shall be made;

4 9. Refuse, revoke, or suspend licenses, certificates of
5 registration or permits after notice and an opportunity for a full
6 hearing, pursuant to Article II of the Administrative Procedures
7 Act, on proof of violation of any of these provisions or the rules
8 established by the Board;

9 10. Enter into any contracts necessary to implement or enforce
10 the provisions of the Oklahoma Cosmetology and Barbering Act or
11 rules promulgated thereto; and

12 11. Apply to a court of competent jurisdiction for an order
13 enjoining an unlicensed person from practicing cosmetology or
14 barbering or holding himself or herself out as a practitioner of
15 cosmetology or barbering. Injunctive relief granted by the court
16 shall be without bond.

17 C. 1. Any person whose license, certificate of registration,
18 or permit has been suspended or revoked may, after the expiration of
19 thirty (30) days, make application to the Board for reinstatement
20 thereof.

21 2. Reinstatement of any such license, certificate of
22 registration, or permit shall rest in the sound discretion of the
23 Board.

1 3. Any action of the Board in refusing, revoking, or suspending
2 a license, certificate of registration, or permit may be appealed to
3 the district court of the county of the appellant's residence
4 pursuant to the Administrative Procedures Act.

5 D. 1. In any case where a licensee becomes a member of the
6 Armed Forces of the United States, such license shall not lapse by
7 reason thereof but shall be considered and held in full force and
8 effect without further payment of license fees during the period of
9 service in the Armed Forces of the United States and for six (6)
10 months after honorable release therefrom. At any time within six
11 (6) months after honorable release from the Armed Forces of the
12 United States the licensee may resume practice pursuant to a license
13 without other or further examination by notifying the Board in
14 writing.

15 2. The period of time in which the licensee shall have been a
16 member of the Armed Forces of the United States shall not be
17 computed in arriving at the amount of fee or fees due or to become
18 due by such licensee.

19 SECTION 3. AMENDATORY 59 O.S. 2021, Section 199.6, as
20 amended by Section 1, Chapter 57, O.S.L. 2022 (59 O.S. Supp. 2023,
21 Section 199.6), is amended to read as follows:

22 Section 199.6. A. The State Board of Cosmetology and Barbering
23 is hereby authorized to promulgate rules for governing the
24 examination and licensure of cosmetologists, manicurists, nail
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1 technicians, estheticians, ~~cosmeticians, hair braiding technicians,~~
2 master cosmetology instructors, manicurist instructors, esthetics
3 instructors, barbers, and master barber instructors. The Board is
4 hereby authorized to promulgate rules to govern the sanitary
5 operation of cosmetology and barbering establishments and to
6 administer fines not to exceed Fifty Dollars (\$50.00) for those
7 licensed and not to exceed Five Hundred Dollars (\$500.00) for those
8 not licensed. Each day a violation continues shall be construed as
9 a separate offense.

10 B. The State Board of Cosmetology and Barbering shall have the
11 power and duty to implement rules of the Board, to issue and renew
12 licenses, to inspect cosmetology and barbering establishments and
13 schools, and to inspect the sanitary operating practices of
14 cosmetology and barbering licensees, including sanitary conditions
15 of cosmetology and barbering establishments and schools.

16 C. It shall be unlawful and constitute a misdemeanor,
17 punishable upon conviction by a fine of not less than Fifty Dollars
18 (\$50.00), nor more than One Hundred Fifty Dollars (\$150.00), or by
19 imprisonment in the county jail for not more than thirty (30) days,
20 or both such fine and imprisonment, for any person, firm, or
21 corporation in this state to:

22 1. Operate or attempt to operate a cosmetology school/college,
23 cosmetology or barber establishment, cosmetology or barber school or
24 college that offers cosmetology, barbering or both without having
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1 obtained a license therefor from the State Board of Cosmetology and
2 Barbering;

3 2. Give or attempt to give instruction in cosmetology ~~or,~~
4 barbering, or eyelash extension application without having obtained
5 an instructor's license from the Board;

6 3. Practice or offer to practice barbering, cosmetology ~~or,~~
7 manicuring, or eyelash extension application without having obtained
8 a license therefor from the Board;

9 ~~4. Operate a cosmetic studio without having obtained a license~~
10 ~~therefor from the Board;~~

11 ~~5. Demonstrate a cosmetic preparation without having obtained a~~
12 ~~demonstrator's license from the Board;~~

13 ~~6.~~ Permit any person in one's employ, supervision, or control
14 to practice cosmetology or barbering unless that person has obtained
15 an appropriate license from the Board;

16 ~~7.~~ 5. Willfully violate any rule promulgated by the Board for
17 the sanitary management and operation of a cosmetology or barber
18 establishment, cosmetology school or barber college; or

19 ~~8.~~ 6. Violate any of the provisions of the Oklahoma Cosmetology
20 and Barbering Act.

21 D. The State Board of Cosmetology and Barbering shall have the
22 authority to levy administrative fines not to exceed Five Hundred
23 Dollars (\$500.00) for persons practicing cosmetology or barbering
24 without a license, and for owners of licensed establishments who

1 allow unlicensed individuals to practice cosmetology or barbering
2 without a license in their establishment. Each day a violation
3 continues shall be a separate offense. The administrative fine
4 shall not exceed a total of Five Hundred Dollars (\$500.00).

5 E. The provisions of the Oklahoma Cosmetology and Barbering Act
6 shall not apply to the following persons while such persons are
7 engaged in the proper discharge of their professional duties:

- 8 1. Funeral directors;
- 9 2. Persons in the Armed Services;
- 10 3. Persons authorized to practice the healing arts or nursing;
- 11 4. Regularly employed sales people working in retail

12 establishments engaged in the business of selling cosmetics in
13 sealed packages; ~~or~~

14 5. Persons employed to render cosmetology or hairstyling
15 services in the course of and incidental to the business or
16 employers engaged in the theatrical, radio, television, or motion
17 picture production industries, modeling, or photography;

18 6. Persons performing blow-dry styling services and no other
19 services requiring a license under this act;

20 7. Persons performing makeup application services and no other
21 services requiring a license under this act; and

22 8. Persons performing hairbraiding services.

23 SECTION 4. AMENDATORY 59 O.S. 2021, Section 199.7, is
24 amended to read as follows:

1 Section 199.7. A. Each cosmetology and barber school shall be
2 licensed annually by the State Board of Cosmetology and Barbering.
3 Application for the first year's license for a cosmetology and
4 barber school shall be accompanied by a fee of Four Hundred Dollars
5 (\$400.00), which shall be retained by the Board if the application
6 is approved and a license is issued. The annual renewal license fee
7 for cosmetology or barber schools shall be One Hundred Twenty-five
8 Dollars (\$125.00).

9 B. 1. No license or renewal thereof for a cosmetology or
10 barber school shall be issued unless the owner thereof furnishes to
11 the Board a good and sufficient surety bond in the principal sum of
12 Two Thousand Dollars (\$2,000.00) for the first instructor and an
13 additional One Thousand Dollars (\$1,000.00) for each additional
14 instructor, executed by a surety company authorized to do business
15 in this state, and conditioned on the faithful performance of the
16 terms and conditions of all contracts entered into between the owner
17 of the cosmetology or barber school and all persons enrolling
18 therein.

19 2. The surety bond shall be in a form approved by the Attorney
20 General and filed in the Office of the Secretary of State. Suit may
21 be brought on the bond by any person injured by reason of the breach
22 of the conditions thereof.

23 C. It shall be the duty of the owner or manager of a
24 cosmetology or barber school to enter into a written contract with
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1 all students before permitting students to attend any classes.

2 Contracts shall be made out in triplicate, the original copy to be
3 retained by the school, the duplicate to be given to the student,
4 and the triplicate to be filed with the executive director of the
5 Board.

6 D. A school licensed or applying for licensure shall maintain
7 recognition as an institution of postsecondary study by meeting the
8 following conditions:

9 1. The school shall admit as a regular student only an
10 individual who has earned a recognized high school diploma, or who
11 is beyond the age of compulsory high school attendance;

12 2. The school shall be licensed by name, or in the case of an
13 applicant, shall apply for licensure by name, to offer one or more
14 training programs beyond the secondary level.

15 E. No license for a cosmetology or barber school shall be
16 issued unless the owner thereof presents evidence satisfactory to
17 the Board that the school has satisfactory facilities and equipment
18 and has instructors qualified to give a course of study as provided
19 in the Oklahoma Cosmetology and Barbering Act.

20 F. There shall be included in the curriculum for cosmetology
21 and barber schools, courses of study in the theory of cosmetology
22 and barbering related theory, studies in manipulative practices,
23 sterilization and sanitation, shop management, and such other
24 related subjects as may be approved by the Board.

1 G. 1. The Board shall adopt a curriculum of required courses
2 of instruction in theory and training of either ~~one thousand five~~
3 ~~hundred (1,500)~~ five hundred (500) clock hours or an equivalent
4 number of credit hours as recognized by the United States Department
5 of Education or a regional or national accreditation entity
6 recognized by the United States Department of Education in a basic
7 course to be taught in all cosmetology or barbering schools in the
8 state. The basic cosmetology or barbering course shall be designed
9 to qualify students completing the course to take the examination
10 for a license.

11 2. Cosmetology and barber students in vocational, trade, and
12 industrial cosmetology and barbering classes in public schools,
13 parochial, private schools or home schools shall qualify by
14 completing ~~one thousand (1,000)~~ six hundred sixty (660) hours in a
15 basic course of cosmetology or barbering and ~~five hundred (500)~~
16 three hundred forty (340) hours of approved related subjects to be
17 selected from, but not limited to, the following high school courses
18 in a public school, parochial, private or home school: psychology,
19 biology, general science, American history, art, typing I, typing
20 II, business arithmetic, salesmanship, bookkeeping I, bookkeeping
21 II, related mathematics, English II, English III and English IV.

22 H. 1. No person shall be eligible to give instruction in
23 cosmetology or barbering unless the person is the holder of a
24 current unrevoked instructor's license issued by the Board. No

1 person shall be eligible to give instruction in eyelash extension
2 application unless the person is the holder of a current unrevoked
3 eyelash extension instructor's license issued by the Board or a
4 manufacturer of eyelash extension application products. A
5 manufacturer of eyelash extension application products shall not be
6 required to obtain an instructor's license.

7 2. Each cosmetology or barber school shall employ at least one
8 instructor for the first fifteen students registered therein, and at
9 least one additional instructor shall be employed for each
10 additional group of fifteen students, or major fraction thereof.

11 3. Students utilizing hybrid learning programs are included in
12 the total student number as referenced in the ratio in paragraph 2
13 of subsection G of this section.

14 I. A cosmetology or barbering school may be operated in and as
15 part of an accredited high school.

16 J. No cosmetology or barber school owner or an establishment
17 owner shall charge students or apprentices for cosmetic materials,
18 supplies, apparatus, or machines used by them in practice work. A
19 reasonable charge may be made by a cosmetology or barber school for
20 clinical work performed by students upon persons who are not
21 students therein. No instructor shall be permitted to do
22 professional or clinical work in a cosmetology or barber school at
23 any time.

1 K. No cosmetology or barber establishment shall ever be
2 operated in or as a part of a cosmetology school.

3 L. 1. Students shall:

4 a. have an eighth-grade education or the equivalent
5 thereof, and

6 b. be at least sixteen (16) years of age unless they are
7 public or private school students who will be sixteen
8 (16) years of age by November 1 of the year in which
9 cosmetology or barbering instruction begins.

10 2. Credit shall not be given to any person by the Board or by a
11 cosmetology or barber school for hours spent in attending a
12 cosmetology or barber school unless the person has registered with
13 the Board as a student prior to the attendance, except that a
14 student who has attended a cosmetology or barber school out of state
15 may receive credit for such attendance for transfer upon proper
16 certification as provided by rule of the Board.

17 3. No student shall be credited with more than eight (8) hours'
18 attendance in a cosmetology or barber school in any one (1) day.

19 4. No person shall be eligible to take the Board-issued
20 examination for a license unless such person is at least seventeen
21 (17) years of age or a high school graduate.

22 M. 1. No student shall be eligible to take the examination for
23 a Board-issued license without furnishing to the Board the affidavit
24 of the owner of the cosmetology or barber school that the student

1 has satisfactorily completed the requirements specified in paragraph
2 1 of subsection F of this section, except public and private school
3 students who will complete the requirements specified in paragraph 2
4 of subsection F of this section by the close of the current school
5 year may take the examination next preceding the end of the school
6 year.

7 2. Students who are eligible to take the examination shall be
8 given an oral examination if requested by their instructor and proof
9 of qualifying disability is proven.

10 N. No person shall be eligible to register for the examination
11 for an instructor's license unless such person is a high school
12 graduate, or has obtained a General Equivalency Diploma (GED) as to
13 which the applicant shall qualify by tests to be prescribed by the
14 Board and conducted by qualified examiners selected by the Board,
15 and has:

16 1. Satisfactorily completed all hours required for the
17 appropriate specialty course and an additional one thousand (1,000)
18 instructor training hours or equivalent number of credit hours as
19 recognized by the United States Department of Education or as
20 recognized by a national accreditation entity prescribed by the
21 Board in a cosmetology school in this state; ~~or~~

22 2. Completed all hours required for the appropriate specialty
23 course, three hundred (300) instructor training hours, prescribed by
24 the Board in a cosmetology school in this state and has been engaged

1 in the practice of cosmetology for at least the preceding two (2)
2 years; or

3 3. For an eyelash extension instructor's license, completed
4 forty hours (40) of specialized training in eyelash extension
5 instructor or demonstrates at least two (2) years of experience in
6 eyelash extension application.

7 O. The Board shall have the power to conduct examinations
8 around the state at public locations including, but not limited to,
9 technology center schools.

10 P. Each cosmetology or barber school shall prominently display
11 in a conspicuous place above or to the side of the entrance thereto
12 a sign identifying it as an institute of learning. Wording on sign
13 shall be in plain letters at least three (3) inches high and at
14 least one (1) inch wide.

15 SECTION 5. AMENDATORY 59 O.S. 2021, Section 199.8, is
16 amended to read as follows:

17 Section 199.8. A. Each person training as an apprentice shall
18 be required to have the same qualifications as a student for
19 admission into a cosmetology or barber school, and shall be
20 registered with the State Board of Cosmetology and Barbering before
21 commencing the training.

22 B. No apprentice shall engage in any of the practices of
23 cosmetology or barbering except under the immediate supervision of a
24

1 licensed instructor in a cosmetology or barber establishment
2 approved by the Board for apprentice training.

3 C. All apprentices must wear a badge which designates them as
4 an apprentice and is furnished by the Board with the apprentice
5 registration receipt.

6 D. Only one apprentice may be registered to receive training in
7 any cosmetology or barber establishment at any one time.

8 E. Completion of ~~three thousand (3,000)~~ two thousand five
9 hundred (2,500) hours of apprentice training in a cosmetology or
10 barber establishment is the equivalent of ~~one thousand five hundred~~
11 ~~(1,500)~~ one thousand (1,000) hours' training in a cosmetology or
12 barber school and shall entitle the apprentice to take the
13 examination.

14 SECTION 6. AMENDATORY 59 O.S. 2021, Section 199.9, is
15 amended to read as follows:

16 Section 199.9. A. The State Board of Cosmetology and Barbering
17 shall not issue a license for a cosmetology or barber establishment
18 until an inspection has been made of the salon and equipment,
19 including the sanitary facilities thereof. Temporary approval
20 pending inspection may be made upon sworn affidavit by the license
21 applicant that all requirements have been met. No license shall be
22 issued for a cosmetology or barber establishment to be operated in a
23 private home or residence unless the salon is located in a room or
24 rooms not used or occupied for residential purposes.

1 B. 1. Except as otherwise provided in the Oklahoma Cosmetology
2 and Barbering Act, it shall be unlawful for any person to practice
3 cosmetology or barbering in any place other than a licensed
4 establishment or school licensed by the Board. A person may provide
5 services outside of a licensed establishment if his or her services
6 do not require licensing under this act and shall not be required to
7 receive an establishment license for the facility where his or her
8 services are being provided and may work in a licensed
9 establishment.

10 2. In an emergency such as illness, invalidism, or death, a
11 licensed operator may perform cosmetology or barbering services for
12 a person by appointment in a place other than a licensed cosmetology
13 or barber establishment or cosmetology or barber school.

14 C. A person licensed as a cosmetologist may perform cosmetology
15 services in a barber establishment. A person licensed as a barber
16 may perform barbering services in a cosmetology establishment. Any
17 salon which provides both cosmetology and barbering services must
18 obtain a license from the Board.

19 SECTION 7. AMENDATORY 59 O.S. 2021, Section 199.10, is
20 amended to read as follows:

21 Section 199.10. A. All licenses issued under the provisions of
22 the Oklahoma Cosmetology and Barbering Act shall be issued for a
23 period of one (1) year. The expiration date of the license shall be
24 the last day of the month in which the applicant's birthday falls.

1 The public display of a licensee's personal residential address on
2 the face of any license issued pursuant to the provisions of the
3 Oklahoma Cosmetology and Barbering Act shall be prohibited on and
4 after July 1, 2016, and such personal address information, if
5 publically displayed on a valid license, may be redacted by the
6 licensee until the license is renewed and no longer bears his or her
7 personal residential address.

8 B. Applications for renewal must be made on or before the last
9 day of the month in which the applicant's birthday falls, and shall
10 be accompanied by the appropriate fees.

11 C. Any person who fails to renew the license within the
12 required time may make application for renewal at any time within
13 five (5) years from the expiration date of the license by paying the
14 regular renewal license fee and a late fee of Ten Dollars (\$10.00),
15 which becomes due two (2) months after the expiration date.

16 D. Any person who fails to renew within the required time may
17 make application with subsequent renewal and penalty fees.

18 E. Before a person may take an examination to renew an expired
19 license after a period of five (5) years, such person shall register
20 in a cosmetology or barber school for the given number of review
21 hours in accordance with the following timetable and schedule based
22 upon the type of license held.

	Expired Five	Review
License Type	Years or More	Hours Required

1	Basic Cosmetologist	250 hours
2	Barber	250 hours
3	Master Cosmetology	
4	Instructor	100 hours
5	Master Barber	
6	Instructor	100 hours
7	Facial/Esthetics	
8	Instructor	100 hours
9	Manicurist/Nail	
10	Technician	
11	Instructor	100 hours
12	Manicurist	100 hours
13	Facial Operator	100 hours
14	Cosmetician	100 hours
15	Hairbraiding	
16	Technician	100 hours

17 F. Each person holding a license shall notify the Board of any
18 change in the mailing address of such person within thirty (30) days
19 after any change.

20 SECTION 8. AMENDATORY 59 O.S. 2021, Section 199.14, is
21 amended to read as follows:

22 Section 199.14. A. The following fees shall be charged by the
23 State Board of Cosmetology and Barbering:

24 Registration as a student..... \$ 5.00

1	Examination for license	35.00
2	Cosmetology and Barber school license (initial).....	400.00
3	Cosmetology and Barber school license (renewal).....	125.00
4	Apprentice Registration.....	10.00
5	Renewal Advanced Operator license (annual).....	25.00
6	Facial Operator license (annual).....	25.00
7	Cosmetology license (annual).....	25.00
8	Barber license (annual).....	25.00
9	Manicurist license (annual).....	25.00
10	<u>Eyelash Extension Specialist license (annual).....</u>	<u>25.00</u>
11	<u>Eyelash Extension Instructor license (annual).....</u>	<u>30.00</u>
12	Facial/Esthetics Instructor license (annual).....	30.00
13	Cosmetician license (annual).....	25.00
14	Manicurist/Nail Technician Instructor license (annual).	30.00
15	Demonstrator license (annual).....	20.00
16	Master Cosmetology Instructor license (annual)	50.00
17	Master Barber Instructor license (annual).....	50.00
18	Cosmetology establishment license (initial).....	45.00
19	Cosmetology establishment license (renewal).....	30.00
20	Barber establishment license (initial).....	45.00
21	Barber establishment license (renewal).....	30.00
22	Cosmetic Studio license (initial).....	50.00
23	Cosmetic Studio license (renewal)	30.00
24	Nail Salon (initial)	45.00

1 Nail Salon (renewal)30.00
2 Reciprocity license (initial).....30.00
3 Reciprocity processing fee.....30.00
4 Duplicate license (in case of loss or
5 destruction of original).....5.00
6 Notary fee.....1.00
7 Certification of Records.....10.00

8 B. In addition to the fees specified in subsection A of this
9 section, the Board shall charge a total penalty of Ten Dollars
10 (\$10.00), as provided for in Section 199.10 of this title.

11 C. Any person licensed as an advanced operator prior to July 1,
12 1985, may renew the advanced cosmetologist license annually by
13 payment of the fee required by this section and by being in
14 compliance with the rules promulgated by the State Board of
15 Cosmetology and Barbering.

16 SECTION 9. AMENDATORY 59 O.S. 2021, Section 199.18, is
17 amended to read as follows:

18 Section 199.18. A licensed barber, cosmetologist, hairdresser,
19 manicurist, or ~~certificate holder for hairbraiding~~ eyelash extension
20 specialist may provide, upon request of a patron or customer,
21 barbering, cosmetology, hairdresser, manicurist, or ~~hairbraiding~~
22 eyelash extension application services to the patron or customer,
23 according to such license or certificate authority, in the patron's
24 or customer's private residence. The services authorized by this

1 section shall be provided privately and shall not be subject to
2 inspection, rules or regulations by the State Board of Cosmetology
3 and Barbering; however, the licensee ~~or certificate holder~~ is
4 required to provide such services competently and according to
5 professional standards and in a manner deemed safe and sanitary for
6 the patron or customer. The patron or customer by requesting such
7 service to be delivered privately in their residence assumes the
8 liability for the services and any home equipment utilized by the
9 licensee or certificate holder. The patron or customer shall have
10 the right to review the person's license or certificate for validity
11 and authority to perform the services requested. The licensee or
12 certificate holder shall have in their possession a copy of their
13 license or certificate when providing services upon request in a
14 private residence.

15 SECTION 10. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 199.19 of Title 59, unless there
17 is created a duplication in numbering, reads as follows:

18 A. A person shall obtain an eyelash extension specialist
19 license from the State Board of Cosmetology and Barbering to perform
20 eyelash extension application services.

21 B. A person may obtain an eyelash extension specialist license
22 upon demonstrating:
23
24
25

1 1. Completion of training to perform eyelash extension
2 application services from a manufacturer of eyelash extension
3 application products; or

4 2. Completion of a minimum of fourteen (14) hours of training
5 with a licensed eyelash extension instructor.

6 C. The Board shall not require a person to pass an examination
7 to obtain an eyelash extension specialist license or an eyelash
8 extension instructor license.

9 D. An eyelash extension specialist license shall be renewed
10 annually with the Board as set forth in this act.

11 E. All establishment licensing and inspection requirements
12 pursuant to this act shall not be required of an establishment where
13 a person performs eyelash extension application services as long as
14 no other services requiring a license under this act are being
15 performed.

16 SECTION 11. This act shall become effective November 1, 2024.

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