

SECOND REGULAR SESSION

[PERFECTED]

# HOUSE BILL NO. 1622

## 92ND GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES WASSON (Sponsor), TAYLOR, RICHARD, STEFANICK,  
DOUGHERTY, SCHAAF, KRATKY, PAGE AND RUESTMAN (Co-sponsors).

Read 1<sup>st</sup> time March 4, 2004, and copies ordered printed.

Read 2<sup>nd</sup> time March 8, 2004 and referred to the Committee on Professional Registration and Licensing March 8, 2004.

Reported from the Committee on Professional Registration and Licensing March 10, 2004 with recommendation that the bill Do  
Pass by Consent.

Perfected by Consent March 18, 2004.

STEPHEN S. DAVIS, Chief Clerk

4769L.01P

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### AN ACT

To repeal section 329.010, RSMo, and to enact in lieu thereof one new section relating to  
cosmetology.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Section 329.010, RSMo, is repealed and one new section enacted in lieu  
2 thereof, to be known as section 329.010, to read as follows:

329.010. As used in this chapter, unless the context clearly indicates otherwise, the  
2 following words and terms mean:

3 (1) "Apprentice" or "student", a person who is engaged in training within a cosmetology  
4 establishment or school, and while so training performs any of the practices of the classified  
5 occupations within this chapter under the immediate direction and supervision of a registered  
6 cosmetologist or instructor;

7 (2) "Board", the state board of cosmetology;

8 (3) "Cosmetologist", any person who, for compensation, engages in the practice of  
9 cosmetology, as defined in subdivision (4) of this section;

10 (4) "Cosmetology" includes performing or offering to engage in any acts of the classified  
11 occupations of cosmetology for compensation, which shall include:

12 (a) "Class CH - hairdresser" includes arranging, dressing, curling, singeing, waving,  
13 permanent waving, cleansing, cutting, bleaching, tinting, coloring or similar work upon the hair

14 of any person by any means; or removing superfluous hair from the body of any person by means  
15 other than electricity, or any other means of arching or tinting eyebrows or tinting eyelashes.  
16 Class CH - hairdresser, also includes, any person who either with the person's hands or with  
17 mechanical or electrical apparatuses or appliances, or by the use of cosmetic preparations,  
18 antiseptics, tonics, lotions or creams engages for compensation in any one or any combination  
19 of the following: massaging, cleaning, stimulating, manipulating, exercising, beautifying or  
20 similar work upon the scalp, face, neck, arms or bust;

21 (b) "Class MO - manicurist" includes cutting, trimming, polishing, coloring, tinting,  
22 cleaning or otherwise beautifying a person's fingernails, applying artificial fingernails,  
23 massaging, cleaning a person's hands and arms; pedicuring, which includes, cutting, trimming,  
24 polishing, coloring, tinting, cleaning or otherwise beautifying a person's toenails, applying  
25 artificial toenails, massaging and cleaning a person's legs and feet;

26 (c) "Class CA - hairdressing and manicuring" includes all practices of cosmetology, as  
27 defined in paragraphs (a) and (b) of this subdivision;

28 (d) "Class E - estheticians" includes the use of mechanical, electrical apparatuses or  
29 appliances, or by the use of cosmetic preparations, antiseptics, tonics, lotions or creams, not to  
30 exceed ten percent phenol, engages for compensation, either directly or indirectly, in any one,  
31 or any combination, of the following practices: massaging, cleansing, stimulating, manipulating,  
32 exercising, beautifying or similar work upon the scalp, face, neck, ears, arms, hands, bust, torso,  
33 legs or feet and removing superfluous hair by means other than electric needle or any other  
34 means of arching or tinting eyebrows or tinting eyelashes, of any person;

35 (5) "Cosmetology establishment", that part of any building wherein or whereupon any  
36 of the classified occupations are practiced **including any space rented within a licensed**  
37 **establishment by a person licensed under chapter 329, for the purpose of rendering**  
38 **cosmetology services**;

39 (6) "Hairdresser", any person who, for compensation, engages in the practice of  
40 cosmetology as defined in paragraph (a) of subdivision (4) of this section;

41 (7) "Instructor", any person who is licensed to teach cosmetology or any practices of  
42 cosmetology pursuant to this chapter;

43 (8) "Manicurist", any person who, for compensation, engages in any or all of the  
44 practices in paragraph (b) of subdivision (4) of this section;

45 (9) "School of cosmetology" or "school of manicuring", an establishment operated for  
46 the purpose of teaching cosmetology as defined in subdivision (4) of this section.