

House _____ Amendment NO. _____

Offered By

AMEND Senate Committee Substitute for Senate Bill No. 240, Page 9, Section 324.945, Line 10,
by inserting immediately after said section and line the following:

"328.080. 1. Any person desiring to practice barbering in this state shall make application
for a license to the board and shall pay the required barber examination fee.

2. The board shall examine each qualified applicant and, upon successful completion of the
examination and payment of the required license fee, shall issue the applicant a license authorizing
him or her to practice the occupation of barber in this state. The board shall admit an applicant to
the examination, if it finds that he or she:

(1) Is seventeen years of age or older and of good moral character;

(2) [Is free of contagious or infectious diseases;

(3)] Has studied for at least one thousand hours in a period of not less than six months in a
properly appointed and conducted barber school under the direct supervision of a licensed
instructor; or, if the applicant is an apprentice, the applicant shall have served and completed no less
than two thousand hours under the direct supervision of a licensed barber apprentice supervisor;

[(4)] (3) Is possessed of requisite skill in the trade of barbering to properly perform the
duties thereof, including the preparation of tools, shaving, haircutting and all the duties and services
incident thereto; and

[(5)] (4) Has sufficient knowledge of the common diseases of the face and skin to avoid the
aggravation and spread thereof in the practice of barbering.

3. The board shall be the judge of whether the barber school, the barber apprenticeship, or
college is properly appointed and conducted under proper instruction to give sufficient training in
the trade.

4. The sufficiency of the qualifications of applicants shall be determined by the board.

5. For the purposes of meeting the minimum requirements for examination, the apprentice
training shall be recognized by the board for a period not to exceed five years.

328.132. No city, town, village, county, or other political subdivision shall require a barber
licensed under chapter 328 or a cosmetologist licensed under chapter 329, practicing within a
licensed barber shop or licensed cosmetology shop to obtain any additional license or permit,
including any business license or operating license in order to practice.

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

(1) "Accredited school of cosmetology or school of manicuring", an establishment operated
for the purpose of teaching cosmetology as defined in this section and meeting the criteria set forth
under 34 C.F.R. Part 600, sections 600.1 and 600.2;

(2) "Apprentice" or "student", a person who is engaged in training within a cosmetology

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1 establishment or school, and while so training performs any of the practices of the classified
 2 occupations within this chapter under the immediate direction and supervision of a licensed
 3 cosmetologist or instructor;

4 (3) "Board", the state board of cosmetology and barber examiners;

5 (4) "Cosmetologist", any person who, for compensation, engages in the practice of
 6 cosmetology, as defined in subdivision (5) of this section;

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

9 (a) "Class CH - hairdresser" includes arranging, dressing, curling, singeing, waving,
 10 permanent waving, cleansing, cutting, bleaching, tinting, coloring, or similar work upon the hair of
 11 any person by any means; or removing superfluous hair from the body of any person by means
 12 other than electricity, or any other means of arching or tinting eyebrows or tinting eyelashes. Class
 13 CH - hairdresser also includes any person who either with the person's hands or with mechanical or
 14 electrical apparatuses or appliances, or by the use of cosmetic preparations, antiseptics, tonics,
 15 lotions or creams engages for compensation in any one or any combination of the following:
 16 massaging, cleaning, stimulating, manipulating, exercising, beautifying or similar work upon the
 17 scalp, face, neck, arms or bust;

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

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

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

32 (6) "Cosmetology establishment", that part of any building wherein or whereupon any of the
 33 classified occupations are practiced including any space rented within a licensed establishment by a
 34 person licensed under this chapter, for the purpose of rendering cosmetology services;

35 (7) "Cross-over license", a license that is issued to any person who has met the licensure and
 36 examination requirements for both barbering and cosmetology;

37 (8) "Hair braider", any person who, for compensation, engages in the practice of hair
 38 braiding;

39 (9) "Hair braiding", in accordance with the requirements of section 329.275, the use of
 40 techniques that result in tension on hair strands or roots by twisting, wrapping, waving, extending,
 41 locking, or braiding of the hair by hand or mechanical device, but does not include the application
 42 of dyes, reactive chemicals, or other preparations to alter the color of the hair or to straighten, curl,
 43 or alter the structure of the hair;

44 (10) "Hairdresser", any person who, for compensation, engages in the practice of
 45 cosmetology as defined in paragraph (a) of subdivision (5) of this section;

46 [(9)] (11) "Instructor", any person who is licensed to teach cosmetology or any practices of
 47 cosmetology pursuant to this chapter;

48 [(10)] (12) "Manicurist", any person who, for compensation, engages in any or all of the

practices in paragraph (b) of subdivision (5) of this section;

[(11)] (13) "Parental consent", the written informed consent of a minor's parent or legal guardian that must be obtained prior to providing body waxing on or near the genitalia;

[(12)] (14) "School of cosmetology" or "school of manicuring", an establishment operated for the purpose of teaching cosmetology as defined in subdivision (5) of this section.

329.032. 1. Nothing in this chapter shall apply to hairdressing, manicuring, or facial treatments given in the home to members of a person's family or friends for which no charge is made.

2. Nothing in this chapter or chapter 328, except for the provisions of sections 329.010 and 329.275, shall apply to persons engaged in the practice of hair braiding, as defined in section 329.010, who have met the requirements in section 329.275.

329.040. 1. Any person [of] in good [moral character] standing with the board may make application to the board for a license to own a school of cosmetology on a form provided upon request by the board. Every school of cosmetology in which any of the classified occupations of cosmetology are taught shall be required to obtain a license from the board prior to opening. The license shall be issued upon approval of the application by the board, the payment of the required fees, and the applicant meets other requirements provided in this chapter. The license shall be kept posted in plain view within the school at all times.

2. A school license renewal fee shall be due on or before the renewal date of any school license issued pursuant to this section. If the school license renewal fee is not paid on or before the renewal date, a late fee shall be added to the regular school license fee.

3. No school of cosmetology shall be granted a license pursuant to this chapter unless it:

(1) Employs and has present in the school a competent licensed instructor for every twenty-five students in attendance for a given class period and one to ten additional students may be in attendance with the assistance of an instructor trainee. One instructor is authorized to teach up to three instructor trainees immediately after being granted an instructor's license;

(2) Requires all students to be enrolled in a course of study of no less than three hours per day and no more than twelve hours per day with a weekly total that is no less than fifteen hours and no more than seventy-two hours;

(3) Requires for the classified occupation of cosmetologist, the course of study shall be no less than one thousand five hundred hours or, for a student in public vocational/technical school no less than one thousand two hundred twenty hours; provided that, a school may elect to base the course of study on credit hours by applying the credit hour formula in Subpart A of Part 668 of Section 668.8 of Title 34 of the Code of Federal Regulations, as amended. The student must earn a minimum of one hundred and sixty hours or equivalent credits of classroom training before the student may perform any of the acts of the classified occupation of cosmetology on any patron or customer of the school of cosmetology;

(4) Requires for the classified occupation of manicurist, the course of study shall be no less than four hundred hours or the credit hours determined by the formula in Subpart A of Part 668 of Section 668.8 of Title 34 of the Code of Federal Regulations, as amended. The student must earn a minimum of fifty hours or equivalent credits of classroom training before the student may perform any of the acts of the classified occupation of manicurist on any patron or customer of the school of cosmetology;

(5) Requires for the classified occupation of esthetician, the course of study shall be no less than seven hundred fifty hours or the credit hours determined by the formula in Subpart A of Part 668 of Section 668.8 of Title 34 of the Code of Federal Regulations, as amended. The student shall earn a minimum of seventy-five hours or equivalent credits of classroom training before the student may perform any of the acts of the classified occupation of esthetics on any patron or customer of

1 the school of cosmetology or an esthetics school.

2 4. The subjects to be taught for the classified occupation of cosmetology shall be as follows
3 and the hours required for each subject shall be not less than those contained in this subsection or
4 the credit hours determined by the formula in Subpart A of Part 668 of Section 668.8 of Title 34 of
5 the Code of Federal Regulations, as amended:

- 6 (1) Shampooing of all kinds, forty hours;
- 7 (2) Hair coloring, bleaches and rinses, one hundred thirty hours;
- 8 (3) Hair cutting and shaping, one hundred thirty hours;
- 9 (4) Permanent waving and relaxing, one hundred twenty-five hours;
- 10 (5) Hairsetting, pin curls, fingerwaves, thermal curling, two hundred twenty-five hours;
- 11 (6) Combouts and hair styling techniques, one hundred five hours;
- 12 (7) Scalp treatments and scalp diseases, thirty hours;
- 13 (8) Facials, eyebrows and arches, forty hours;
- 14 (9) Manicuring, hand and arm massage and treatment of nails, one hundred ten hours;
- 15 (10) Cosmetic chemistry, twenty-five hours;
- 16 (11) Salesmanship and shop management, ten hours;
- 17 (12) Sanitation and sterilization, thirty hours;
- 18 (13) Anatomy, twenty hours;
- 19 (14) State law, ten hours;
- 20 (15) Curriculum to be defined by school, not less than four hundred seventy hours.

21 5. The subjects to be taught for the classified occupation of manicurist shall be as follows
22 and the hours required for each subject shall be not less than those contained in this subsection or
23 the credit hours determined by the formula in Subpart A of Part 668 of Section 668.8 of Title 34 of
24 the Code of Federal Regulations, as amended:

- 25 (1) Manicuring, hand and arm massage and treatment of nails, two hundred twenty hours;
- 26 (2) Salesmanship and shop management, twenty hours;
- 27 (3) Sanitation and sterilization, twenty hours;
- 28 (4) Anatomy, ten hours;
- 29 (5) State law, ten hours;
- 30 (6) Study of the use and application of certain chemicals, forty hours; and
- 31 (7) Curriculum to be defined by school, not less than eighty hours.

32 6. The subjects to be taught for the classified occupation of esthetician shall be as follows,
33 and the hours required for each subject shall not be less than those contained in this subsection or
34 the credit hours determined by the formula in Subpart A of Part 668 of Section 668.8 of Title 34 of
35 the Code of Federal Regulations, as amended:

- 36 (1) Facials, cleansing, toning, massaging, one hundred twenty hours;
- 37 (2) Makeup application, all phases, one hundred hours;
- 38 (3) Hair removal, thirty hours;
- 39 (4) Body treatments, aromatherapy, wraps, one hundred twenty hours;
- 40 (5) Reflexology, thirty-five hours;
- 41 (6) Cosmetic sciences, structure, condition, disorder, eighty-five hours;
- 42 (7) Cosmetic chemistry, products and ingredients, seventy-five hours;
- 43 (8) Salon management and salesmanship, fifty-five hours;
- 44 (9) Sanitation and sterilization, safety, forty-five hours;
- 45 (10) State law, ten hours; and
- 46 (11) Curriculum to be defined by school, not less than seventy-five hours.

47 7. Training for all classified occupations shall include practical demonstrations, written
48 and/or oral tests, and practical instruction in sanitation, sterilization and the use of antiseptics,

1 cosmetics and electrical appliances consistent with the practical and theoretical requirements as
2 applicable to the classified occupations as provided in this chapter.

3 8. No school of cosmetology shall operate within this state unless a proper license pursuant
4 to this chapter has first been obtained.

5 9. Nothing contained in this chapter shall prohibit a licensee within a cosmetology
6 establishment from teaching any of the practices of the classified occupations for which the licensee
7 has been licensed for not less than two years in the licensee's regular course of business, if the
8 owner or manager of the business does not hold himself or herself out as a school and does not hire
9 or employ or personally teach regularly at any one and the same time, more than one apprentice to
10 each licensee regularly employed within the owner's business, not to exceed one apprentice per
11 establishment, and the owner, manager, or trainer does not accept any fee for instruction.

12 10. Each licensed school of cosmetology shall provide a minimum of two thousand square
13 feet of floor space, adequate rooms and equipment, including lecture and demonstration rooms,
14 lockers, an adequate library and two restrooms. The minimum equipment requirements shall be:
15 six shampoo bowls, ten hair dryers, two master dustproof and sanitary cabinets, wet sterilizers, and
16 adequate working facilities for twenty students.

17 11. Each licensed school of cosmetology for manicuring only shall provide a minimum of
18 one thousand square feet of floor space, adequate room for theory instruction, adequate equipment,
19 lockers, an adequate library, two restrooms and a clinical working area for ten students. Minimum
20 floor space requirement proportionately increases with student enrollment of over ten students.

21 12. Each licensed school of cosmetology for esthetics only shall provide a minimum of one
22 thousand square feet of floor space, adequate room for theory instruction, adequate equipment,
23 lockers, an adequate library, two restrooms and a clinical working area for ten students. Minimum
24 floor space requirement increases fifty square feet per student with student enrollment of over ten.

25 13. No school of cosmetology may have a greater number of students enrolled and
26 scheduled to be in attendance for a given class period than the total floor space of that school will
27 accommodate. Floor space required per student shall be no less than fifty square feet per additional
28 student beyond twenty students for a school of cosmetology, beyond ten students for a school of
29 manicuring and beyond ten students for a school of esthetics.

30 14. Each applicant for a new school shall file a written application with the board upon a
31 form approved and furnished upon request by the board. The applicant shall include a list of
32 equipment, the proposed curriculum, and the name and qualifications of any and all of the
33 instructors.

34 15. Each school shall display in a conspicuous place, visible upon entry to the school, a sign
35 stating that all cosmetology services in this school are performed by students who are in training.

36 16. Any student who wishes to remain in school longer than the required training period
37 may make application for an additional training license and remain in school. A fee is required for
38 such additional training license.

39 17. All contractual fees that a student owes to any cosmetology school shall be paid before
40 such student may be allowed to apply for any examination required to be taken by an applicant
41 applying for a license pursuant to the provisions of this chapter.

42 329.050. 1. Applicants for examination or licensure pursuant to this chapter shall possess
43 the following qualifications:

44 (1) They [must be persons of good moral character,] shall provide documentation of
45 successful completion of approved courses at an accredited school of cosmetology as defined in this
46 chapter, have an education equivalent to the successful completion of the tenth grade, and be at least
47 seventeen years of age;

48 (2) If the applicants are apprentices, they shall have served and completed, as an apprentice

1 under the supervision of a licensed cosmetologist, the time and studies required by the board which
 2 shall be no less than three thousand hours for cosmetologists, and no less than eight hundred hours
 3 for manicurists and no less than fifteen hundred hours for esthetics. However, when the classified
 4 occupation of manicurist is apprenticed in conjunction with the classified occupation of
 5 cosmetologist, the apprentice shall be required to successfully complete an apprenticeship of no less
 6 than a total of three thousand hours;

7 (3) If the applicants are students, they shall have had the required time in a licensed school
 8 of no less than one thousand five hundred hours training or the credit hours determined by the
 9 formula in Subpart A of Part 668 of Section 668.8 of Title 34 of the Code of Federal Regulations, as
 10 amended, for the classification of cosmetologist, with the exception of public vocational technical
 11 schools in which a student shall complete no less than one thousand two hundred twenty hours
 12 training. All students shall complete no less than four hundred hours or the credit hours determined
 13 by the formula in Subpart A of Part 668 of Section 668.8 of Title 34 of the Code of Federal
 14 Regulations, as amended, for the classification of manicurist. All students shall complete no less
 15 than seven hundred fifty hours or the credit hours determined by the formula in Subpart A of Part
 16 668 of Section 668.8 of Title 34 of the Code of Federal Regulations, as amended, for the
 17 classification of esthetician. However, when the classified occupation of manicurist is taken in
 18 conjunction with the classified occupation of cosmetologist, the student shall not be required to
 19 serve the extra four hundred hours or the credit hours determined by the formula in Subpart A of
 20 Part 668 of Section 668.8 of Title 34 of the Code of Federal Regulations, as amended, otherwise
 21 required to include manicuring of nails; and

22 (4) They shall have passed an examination to the satisfaction of the board.

23 2. A person may apply to take the examination required by subsection 1 of this section if the
 24 person is a graduate of a school of cosmetology or apprentice program in another state or territory
 25 of the United States [which has substantially the same requirements as an educational establishment
 26 licensed pursuant to this chapter]. A person may apply to take the examination required by
 27 subsection 1 of this section if the person is a graduate of an educational establishment in a foreign
 28 country that provides training for a classified occupation of cosmetology, as defined by section
 29 329.010, and has educational requirements that are substantially the same requirements as an
 30 educational establishment licensed under this chapter. The board has sole discretion to determine
 31 the substantial equivalency of such educational requirements. The board may require that
 32 transcripts from foreign schools be submitted for its review, and the board may require that the
 33 applicant provide an approved English translation of such transcripts.

34 3. Each application shall contain a statement that, subject to the penalties of making a false
 35 affidavit or declaration, the application is made under oath or affirmation and that its representations
 36 are true and correct to the best knowledge and belief of the person signing the application.

37 4. The sufficiency of the qualifications of applicants shall be determined by the board, but
 38 the board may delegate this authority to its executive director subject to such provisions as the board
 39 may adopt.

40 5. For the purpose of meeting the minimum requirements for examination, training
 41 completed by a student or apprentice shall be recognized by the board for a period of no more than
 42 five years from the date it is received.

43 6. Applications for examination or licensure shall be denied if the applicant has pleaded
 44 guilty to, entered a plea of nolo contendere to, or been found guilty of any of the following offenses
 45 or offenses of a similar nature established under the laws of this, any other state, the United States,
 46 or any other country, notwithstanding whether sentence is imposed:

47 (1) Any dangerous felony as defined under section 556.061 or murder in the first degree;

48 (2) Any of the following sexual offenses: rape in the first degree, forcible rape, rape,

1 statutory rape in the first degree, statutory rape in the second degree, rape in the second degree,
 2 sexual assault, sodomy in the first degree, forcible sodomy, statutory sodomy in the first degree,
 3 statutory sodomy in the second degree, child molestation in the first degree, child molestation in the
 4 second degree, sodomy in the second degree, deviate sexual assault, sexual misconduct involving a
 5 child, sexual misconduct in the first degree under section 566.090 as it existed prior to August 28,
 6 2013, sexual abuse under section 566.100 as it existed prior to August 28, 2013, sexual abuse in the
 7 first or second degree, enticement of a child, or attempting to entice a child;

8 (3) Any of the following offenses against the family and related offenses: incest,
 9 abandonment of a child in the first degree, abandonment of a child in the second degree,
 10 endangering the welfare of a child in the first degree, abuse of a child, using a child in a sexual
 11 performance, promoting sexual performance by a child, or trafficking in children; and

12 (4) Any of the following offenses involving child pornography and related offenses:
 13 promoting obscenity in the first degree, promoting obscenity in the second degree when the penalty
 14 is enhanced to a class E felony, promoting child pornography in the first degree, promoting child
 15 pornography in the second degree, possession of child pornography in the first degree, possession of
 16 child pornography in the second degree, furnishing child pornography to a minor, furnishing
 17 pornographic materials to minors, or coercing acceptance of obscene material.

18 329.060. 1. Every person desiring to sit for the examination for any of the occupations
 19 provided for in this chapter shall file with the board a written application on a form supplied to the
 20 applicant, and shall submit proof of the required age[,] and educational qualifications, [and of good
 21 moral character] together with the required cosmetology examination fee. Each application shall
 22 contain a statement that it is made under oath or affirmation and that its representations are true and
 23 correct to the best knowledge and belief of the person signing same, subject to the penalties of
 24 making a false affidavit or declaration.

25 2. Upon the filing of the application and the payment of the fee, the board shall, upon
 26 request, issue to the applicant, if the applicant is qualified to sit for the examination, a temporary
 27 license for the practicing of the occupations as provided in this chapter. Any person receiving a
 28 temporary license shall be entitled to practice the occupations designated on the temporary license,
 29 under the supervision of a person licensed in [cosmetology] the occupation, until the expiration of
 30 the temporary license. Any person continuing to practice the occupation beyond the expiration of
 31 the temporary license without being licensed in [cosmetology] that occupation as provided in this
 32 chapter is guilty of an infraction.

33 329.070. 1. Apprentices or students shall be [licensed] registered with the board and shall
 34 pay a student fee or an apprentice fee prior to beginning their course, and shall [be of good moral
 35 character and] have an education equivalent to the successful completion of the tenth grade.

36 2. An apprentice or student shall not be enrolled in a course of study that shall exceed
 37 twelve hours per day or that is less than three hours per day. The course of study shall be no more
 38 than seventy-two hours per week and no less than fifteen hours per week.

39 3. Every person desiring to act as an apprentice in any of the classified occupations within
 40 this chapter shall file with the board a written application on a form supplied to the applicant,
 41 together with the required apprentice fee.

42 329.080. 1. An instructor trainee shall be a licensed cosmetologist, esthetician or manicurist
 43 and shall hold a license as an instructor trainee in cosmetology, esthetics or manicuring. An
 44 applicant for a license to practice as an instructor trainee shall submit to the board the required fee
 45 and a written application on a form supplied by the board upon request that the applicant [is of good
 46 moral character, in good physical and mental health,] has successfully completed at least a four-year
 47 high school course of study or the equivalent, and holds a Missouri license to practice as a
 48 cosmetologist, esthetician or manicurist. Each application shall contain a statement that it is made

1 under oath or affirmation and that its representations are true and correct to the best knowledge and
 2 belief of the person signing the application, subject to the penalties of making a false affidavit or
 3 declaration.

4 2. An applicant approved by the board shall be issued an instructor trainee license. The
 5 license shall be issued for a definite period needed to complete training requirements to become
 6 eligible for taking the examinations. An applicant shall be approved for an instructor trainee license
 7 only for those classified occupations [of cosmetology] for which the applicant is licensed at the time
 8 the instructor trainee application is submitted to the board.

9 3. The instructor trainee shall be required to complete six hundred hours of instructor
 10 training within a Missouri licensed school of cosmetology consisting of a curriculum including both
 11 theory and practical training to include the following:

12 (1) Two hundred hours to be devoted to basic principles of student teaching to include
 13 teaching principles, lesson planning, curriculum planning and class outlines, teaching methods,
 14 teaching aids, testing and evaluation;

15 (2) Fifty hours of psychology as applied to cosmetology, personality and teaching, teacher
 16 evaluation, counseling, theories of learning, and speech;

17 (3) Fifty hours of business experience or management including classroom management,
 18 record keeping, buying and inventorying supplies, and state law; and

19 (4) Three hundred hours of practice teaching in both theory and practical application.

20 4. For the purpose of meeting the minimum requirements for examination, training
 21 completed within a school of cosmetology by an instructor trainee shall be recognized by the board
 22 for a period of no more than five years from the date it is received.

23 5. The six hundred hours required pursuant to subsection 3 of this section may be reduced
 24 as follows:

25 (1) Three years of experience as a [practicing] licensed cosmetologist, esthetician, or
 26 manicurist may be substituted for three hundred hours of training. The three hundred hours will be
 27 partially reduced in proportion to experience as a licensee greater than six months but less than
 28 three; or

29 (2) Four and one-half college credit hours in teaching methodology, as defined by rule, may
 30 be substituted for three hundred hours of training. Applicants requesting credit shall submit to the
 31 board a certified transcript together with a course description certified by the administering
 32 education institution as being primarily directed to teaching methodology. The three hundred hours
 33 will be partially reduced in proportion to college credit hours in teaching methodology of less than
 34 four and one-half hours; or

35 (3) Applicants who apply from states where the requirements are not substantially equal to
 36 those in force in Missouri at the time of application, may be eligible for the examination if they
 37 provide[:

38 (a)] an affidavit verifying a current, valid instructor license in another state, territory of the
 39 United States, District of Columbia, or foreign country, state or province[; and

40 (b) Proof of full-time work experience of not less than one year as a cosmetology instructor
 41 within the three-year period immediately preceding the application for examination].

42 329.085. 1. Any person desiring an instructor license shall submit to the board a written
 43 application on a form supplied by the board showing that the applicant has met the requirements set
 44 forth in section 329.080. An applicant who has met all requirements as determined by the board
 45 shall be allowed to take the instructor examination, including any person who has been licensed
 46 three or more years as a cosmetologist, manicurist or esthetician. If the applicant passes the
 47 examination to the satisfaction of the board, the board shall issue to the applicant an instructor
 48 license.

1 2. The instructor examination fee and the instructor license fee for an instructor license shall
2 be nonrefundable.

3 3. The instructor license renewal fee shall be in addition to the regular cosmetologist,
4 esthetician or manicurist license renewal fee. For each renewal the instructor shall submit proof of
5 having attended a teacher training seminar or workshop at least once every two years, sponsored by
6 any [university, or] Missouri vocational association, or bona fide state cosmetology association
7 specifically approved by the board to satisfy the requirement for continued training of this
8 subsection. Renewal fees shall be due and payable on or before the renewal date and, if the fee
9 remains unpaid thereafter in such license period, there shall be a late fee in addition to the regular
10 fee.

11 4. Instructors duly licensed as physicians or attorneys or lecturers on subjects not directly
12 pertaining to the practice pursuant to this chapter need not be holders of licenses provided for in this
13 chapter.

14 5. The board shall grant instructor licensure upon application and payment of a fee
15 equivalent to the sum of the instructor examination fee and the instructor license fee, provided the
16 applicant establishes compliance with the [cosmetology] instructor requirements of another state,
17 territory of the United States, or District of Columbia [wherein the requirements are substantially
18 equal or superior to those in force in Missouri at the time the application for licensure is filed] and
19 the applicant holds a current instructor license in the other jurisdiction at the time of making
20 application.

21 6. Any person licensed as a cosmetology instructor prior to the training requirements which
22 became effective January 1, 1979, may continue to be licensed as such, provided such license is
23 maintained and the licensee complies with the continued training requirements as provided in
24 subsection 3 of this section. Any person with an expired instructor license that is not restored to
25 current status within two years of the date of expiration shall be required to meet the training and
26 examination requirements as provided in this section and section 329.080.

27 329.130. [1.] The board shall grant without examination a license to practice cosmetology
28 to any applicant who holds a current license that is issued by another state, territory of the United
29 States, or the District of Columbia [whose requirements for licensure are substantially equal to the
30 licensing requirements in Missouri at the time the application is filed or who has practiced
31 cosmetology for at least two consecutive years in another state, territory of the United States, or the
32 District of Columbia]. The applicant under this [subsection] section shall pay the appropriate
33 application and licensure fees at the time of making application. A licensee who is currently under
34 disciplinary action with another board of cosmetology shall not be licensed by reciprocity under the
35 provisions of this chapter.

36 [2. Any person who lawfully practiced or received training in another state who does not
37 qualify for licensure without examination may apply to the board for licensure by examination.
38 Upon application to the board, the board shall evaluate the applicant's experience and training to
39 determine the extent to which the applicant's training and experience satisfies current Missouri
40 licensing requirements and shall notify the applicant regarding his or her deficiencies and inform the
41 applicant of the action that he or she must take to qualify to take the examination. The applicant for
42 licensure under this subsection shall pay the appropriate examination and licensure fees.]

43 329.275. 1. The practices of cosmetology and barbering shall not include hair braiding;
44 except that, nothing in this section shall be construed as prohibiting a licensed cosmetologist or
45 barber from performing the service of hair braiding as defined in section 329.010.

46 2. No person shall engage in hair braiding in the state of Missouri without first registering
47 with the board. The board may charge each registrant a fee of not more than twenty-five dollars to
48 cover the board's costs in registering the person and providing the person with the brochure prepared

1 under subsection 3 of this section, which fee shall be uniform for all registrants. The purpose of
2 registration of hair braiders is only to maintain a listing of those persons who engage in hair
3 braiding for compensation in the state and does not authorize the board to license or regulate the
4 practice of hair braiding in this state, except as provided in subsection 4 of this section.

5 3. The board shall develop and prepare a brochure containing information about infection
6 control techniques and diseases of the scalp that are appropriate for hair braiding in or outside of a
7 salon setting. The brochure shall be made available through the division of professional
8 registration's website or by mail, upon request, for a fee to cover the board's mailing costs. The
9 brochure shall contain a self-test with questions on the information contained in the brochure. For a
10 person engaged in the practice of hair braiding to be exempt from licensure under this chapter, the
11 person shall complete the self-test portion of the brochure and keep the brochure and completed
12 self-test available at the location at which such person is engaged in the practice of hair braiding.

13 4. Representatives of the board may visit any facility or premises in which hair braiding is
14 performed at any time during business hours to determine if the brochure and completed self-test are
15 available at the facility or premises.

16 5. Nothing in this section shall apply to any cosmetologists licensed to practice in this state
17 in their respective classifications.

18
19 [328.100. The board may at any time require any barber to whom a
20 certificate of registration is issued to be examined at the licensee's expense by
21 a licensed physician to ascertain if such barber is free of infectious or
22 contagious diseases and is not afflicted with any physical or mental ailment
23 which would render him unfit to practice the occupation of barbering.]" ; and
24

25 Further amend said bill by amending the title, enacting clause, and intersectional references
26 accordingly.