

SENATE BILL 564

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9lr2912
CF 9lr1939

By: **Senators Patterson, Benson, Griffith, and Guzzone**

Introduced and read first time: February 4, 2019

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Cosmetologist – Licensing Examination – Requirements**

3 FOR the purpose of altering the number of hours of training in a cosmetology school that a
4 certain applicant for a cosmetology license must complete before the applicant may
5 take a certain written examination; requiring cosmetology schools to administer a
6 certain part of an examination to certain students; requiring the State Board of
7 Cosmetologists to adopt regulations to require cosmetology schools to administer a
8 certain part of an examination and to provide the opportunity for certain remedial
9 training to certain students; and generally relating to examination for cosmetology
10 licenses and cosmetology schools.

11 BY repealing and reenacting, with amendments,
12 Article – Business Occupations and Professions
13 Section 5–307
14 Annotated Code of Maryland
15 (2018 Replacement Volume)

16 BY adding to
17 Article – Business Occupations and Professions
18 Section 5–510
19 Annotated Code of Maryland
20 (2018 Replacement Volume)

21 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
22 That the Laws of Maryland read as follows:

23 **Article – Business Occupations and Professions**

24 5–307.

25 (a) Except as otherwise provided in § 5–307.1 of this subtitle, an applicant is

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 entitled to be examined as provided in this section if the applicant:

2 (1) otherwise qualifies for a license under this title; and

3 (2) pays an examination fee, as established by the Board in accordance
4 with § 5–205 of this title and § 5–306 of this subtitle, to the Board or the Board’s designee.

5 (b) The Board periodically shall give examinations to applicants at the times and,
6 **EXCEPT AS PROVIDED IN SUBSECTION (D)(3) OF THIS SECTION**, places that the Board
7 determines.

8 (c) The Board shall give each qualified applicant notice of the time and place of
9 examination.

10 (d) (1) Except as provided in [paragraph] **PARAGRAPHS (2) AND (3)** of this
11 subsection, the Board shall determine the subjects, scope, and form of and the passing score
12 for examinations given under this subtitle.

13 (2) (i) An examination may consist of written and practical parts.

14 (ii) An applicant may take a written examination when the applicant
15 has completed at least [1,380] **1,200** hours of the 1,500 hours of training in a cosmetology
16 school required under § 5–304(a)(4)(i)2 of this subtitle.

17 (iii) An applicant who has completed 1,500 hours of training as
18 specified in subparagraph (ii) of this paragraph may take the written and practical parts of
19 an examination during one administration of the examination.

20 **(3) SUBJECT TO § 5–510 OF THIS TITLE, A COSMETOLOGY SCHOOL**
21 **SHALL ADMINISTER THE PRACTICAL PART OF AN EXAMINATION FOR STUDENTS**
22 **ENROLLED IN THE COSMETOLOGY SCHOOL.**

23 (e) The Board or the Board’s designee shall mail or electronically transmit to each
24 applicant notice of the applicant’s examination result.

25 **5–510.**

26 **THE BOARD SHALL ADOPT REGULATIONS TO REQUIRE EACH COSMETOLOGY**
27 **SCHOOL APPROVED BY THE STATE BOARD OF EDUCATION OR THE MARYLAND**
28 **HIGHER EDUCATION COMMISSION TO:**

29 **(1) ADMINISTER THE PRACTICAL PART OF AN EXAMINATION AT THE**
30 **COSMETOLOGY SCHOOL; AND**

31 **(2) PROVIDE A STUDENT WITH THE OPPORTUNITY TO RECEIVE**

1 REMEDIAL TRAINING IF THE STUDENT FAILS EITHER THE PRACTICAL OR THE
2 WRITTEN PART OF AN EXAMINATION WHILE STILL ENROLLED IN THE COSMETOLOGY
3 SCHOOL.

4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
5 October 1, 2019.