

Department of Legislative Services
Maryland General Assembly
2022 Session

FISCAL AND POLICY NOTE
Third Reader - Revised

House Bill 448

(Delegate Smith)

Economic Matters

Education, Health, and Environmental Affairs

State Board of Cosmetologists - Licensees - Supervision of Apprentices

This bill increases, from one to two, the number of apprentice cosmetologists that a licensed senior cosmetologist or an individual with a limited license may supervise at the same time. Specifically, the bill authorizes a licensed senior cosmetologist to directly train and supervise up to two apprentices learning to practice cosmetology (or any limited practice of cosmetology). In addition, the bill authorizes an individual with specified limited licenses who has two or more years of experience in the relevant field to directly train and supervise up to two apprentices learning the same limited practice. The State Board of Cosmetologists must adopt regulations to implement the bill.

Fiscal Summary

State Effect: The bill does not materially affect State finances or operations. The bill is not expected to substantively increase the number of apprentices registered by the State Board of Cosmetologists.

Local Effect: None.

Small Business Effect: Potential meaningful.

Analysis

Current Law: The State Board of Cosmetologists (within the Maryland Department of Labor) issues two full-service licenses (cosmetologist and senior cosmetologist) and four limited licenses (hairstylist, blow-drying, nail technician, and esthetician).

A cosmetologist or senior cosmetologist license authorizes the licensee to provide hair, nail, and esthetic services. The other licenses authorize the licensee to provide just that service. The board also registers apprentices. Applicants for licensure must pass a written and a practical examination and have successfully completed either a registered apprenticeship program or 1,500 hours of training at an approved cosmetology school.

While registered as an apprentice cosmetologist, an individual may learn to practice cosmetology (or any limited practice of cosmetology) in either a beauty salon or a barbershop that is properly licensed. Any such training must take place under the supervision of the appropriate type of licensee, depending on the type of license the individual is pursuing. State regulations only authorize one apprentice per licensed trainer. **Exhibit 1** shows the required supervision according to the type of license being pursued.

Exhibit 1
Type of Supervision Required for Cosmetology Apprentices

| <u>Type of Apprentice</u> | <u>Supervising Licensee</u> |
|---------------------------|--|
| Cosmetology | Licensed senior cosmetologist |
| Esthetic services* | Licensed esthetician with two years of experience (or licensed senior cosmetologist) |
| Hair services* | Licensed hairstylist with two years of experience (or licensed senior cosmetologist) |
| Nail technician services* | Licensed nail technician with two years of experience (or licensed senior cosmetologist) |

*Indicates a limited cosmetology license that may only be used to provide the specified types of services.

Source: Department of Legislative Services

Chapter 194 of 2021 increased, from one to three, the number of apprentices that a master barber can supervise.

Small Business Effect: Many entities affected by the bill are small businesses (*e.g.*, barbershops or beauty salons). Under the bill, those businesses may potentially hire more apprentices, depending on how many qualified trainers are available at a particular barbershop or beauty salon. Conversely, fewer apprentices may be available for other locations.

Additional Information

Prior Introductions: None.

Designated Cross File: None.

Information Source(s): Department of Legislative Services

Fiscal Note History: First Reader - January 28, 2022
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Analysis by: Eric F. Pierce

Direct Inquiries to:
(410) 946-5510
(301) 970-5510