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Sub. S. B. No. 213

Senators Jordan, Tavares

Cosponsors: Senators Beagle, Brown, Eklund, Uecker, Yuko, Coley

A BILL

To amend sections 2925.01, 4713.01, 4713.02, 1
4713.03, 4713.06, 4713.07, 4713.08, 4713.081, 2
4713.082, 4713.09, 4713.10, 4713.13, 4713.14, 3
4713.141, 4713.16, 4713.17, 4713.20, 4713.21, 4
4713.22, 4713.24, 4713.25, 4713.26, 4713.28, 5
4713.30, 4713.31, 4713.34, 4713.35, 4713.36, 6
4713.37, 4713.39, 4713.41, 4713.42, 4713.44, 7
4713.45, 4713.48, 4713.55, 4713.56, 4713.57, 8
4713.58, 4713.59, 4713.60, 4713.61, 4713.62, 9
4713.63, 4713.64, 4713.641, and 4713.99 and to 10
enact sections 4713.071, 4713.66, and 4713.69 of 11
the Revised Code to make changes to the 12
Cosmetology Licensing Law. 13

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That sections 2925.01, 4713.01, 4713.02, 14
4713.03, 4713.06, 4713.07, 4713.08, 4713.081, 4713.082, 4713.09, 15
4713.10, 4713.13, 4713.14, 4713.141, 4713.16, 4713.17, 4713.20, 16
4713.21, 4713.22, 4713.24, 4713.25, 4713.26, 4713.28, 4713.30, 17
4713.31, 4713.34, 4713.35, 4713.36, 4713.37, 4713.39, 4713.41, 18
4713.42, 4713.44, 4713.45, 4713.48, 4713.55, 4713.56, 4713.57, 19

4713.58, 4713.59, 4713.60, 4713.61, 4713.62, 4713.63, 4713.64, 20
4713.641, and 4713.99 be amended and sections 4713.071, 4713.66, 21
and 4713.69 of the Revised Code be enacted to read as follows: 22

Sec. 2925.01. As used in this chapter: 23

(A) "Administer," "controlled substance," "controlled 24
substance analog," "dispense," "distribute," "hypodermic," 25
"manufacturer," "official written order," "person," 26
"pharmacist," "pharmacy," "sale," "schedule I," "schedule II," 27
"schedule III," "schedule IV," "schedule V," and "wholesaler" 28
have the same meanings as in section 3719.01 of the Revised 29
Code. 30

(B) "Drug dependent person" and "drug of abuse" have the 31
same meanings as in section 3719.011 of the Revised Code. 32

(C) "Drug," "dangerous drug," "licensed health 33
professional authorized to prescribe drugs," and "prescription" 34
have the same meanings as in section 4729.01 of the Revised 35
Code. 36

(D) "Bulk amount" of a controlled substance means any of 37
the following: 38

(1) For any compound, mixture, preparation, or substance 39
included in schedule I, schedule II, or schedule III, with the 40
exception of controlled substance analogs, marihuana, cocaine, 41
L.S.D., heroin, and hashish and except as provided in division 42
(D)(2) or (5) of this section, whichever of the following is 43
applicable: 44

(a) An amount equal to or exceeding ten grams or twenty- 45
five unit doses of a compound, mixture, preparation, or 46
substance that is or contains any amount of a schedule I opiate 47
or opium derivative; 48

(b) An amount equal to or exceeding ten grams of a 49
compound, mixture, preparation, or substance that is or contains 50
any amount of raw or gum opium; 51

(c) An amount equal to or exceeding thirty grams or ten 52
unit doses of a compound, mixture, preparation, or substance 53
that is or contains any amount of a schedule I hallucinogen 54
other than tetrahydrocannabinol or lysergic acid amide, or a 55
schedule I stimulant or depressant; 56

(d) An amount equal to or exceeding twenty grams or five 57
times the maximum daily dose in the usual dose range specified 58
in a standard pharmaceutical reference manual of a compound, 59
mixture, preparation, or substance that is or contains any 60
amount of a schedule II opiate or opium derivative; 61

(e) An amount equal to or exceeding five grams or ten unit 62
doses of a compound, mixture, preparation, or substance that is 63
or contains any amount of phencyclidine; 64

(f) An amount equal to or exceeding one hundred twenty 65
grams or thirty times the maximum daily dose in the usual dose 66
range specified in a standard pharmaceutical reference manual of 67
a compound, mixture, preparation, or substance that is or 68
contains any amount of a schedule II stimulant that is in a 69
final dosage form manufactured by a person authorized by the 70
"Federal Food, Drug, and Cosmetic Act," 52 Stat. 1040 (1938), 21 71
U.S.C.A. 301, as amended, and the federal drug abuse control 72
laws, as defined in section 3719.01 of the Revised Code, that is 73
or contains any amount of a schedule II depressant substance or 74
a schedule II hallucinogenic substance; 75

(g) An amount equal to or exceeding three grams of a 76
compound, mixture, preparation, or substance that is or contains 77

any amount of a schedule II stimulant, or any of its salts or 78
isomers, that is not in a final dosage form manufactured by a 79
person authorized by the Federal Food, Drug, and Cosmetic Act 80
and the federal drug abuse control laws. 81

(2) An amount equal to or exceeding one hundred twenty 82
grams or thirty times the maximum daily dose in the usual dose 83
range specified in a standard pharmaceutical reference manual of 84
a compound, mixture, preparation, or substance that is or 85
contains any amount of a schedule III or IV substance other than 86
an anabolic steroid or a schedule III opiate or opium 87
derivative; 88

(3) An amount equal to or exceeding twenty grams or five 89
times the maximum daily dose in the usual dose range specified 90
in a standard pharmaceutical reference manual of a compound, 91
mixture, preparation, or substance that is or contains any 92
amount of a schedule III opiate or opium derivative; 93

(4) An amount equal to or exceeding two hundred fifty 94
milliliters or two hundred fifty grams of a compound, mixture, 95
preparation, or substance that is or contains any amount of a 96
schedule V substance; 97

(5) An amount equal to or exceeding two hundred solid 98
dosage units, sixteen grams, or sixteen milliliters of a 99
compound, mixture, preparation, or substance that is or contains 100
any amount of a schedule III anabolic steroid. 101

(E) "Unit dose" means an amount or unit of a compound, 102
mixture, or preparation containing a controlled substance that 103
is separately identifiable and in a form that indicates that it 104
is the amount or unit by which the controlled substance is 105
separately administered to or taken by an individual. 106

(F) "Cultivate" includes planting, watering, fertilizing,	107
or tilling.	108
(G) "Drug abuse offense" means any of the following:	109
(1) A violation of division (A) of section 2913.02 that	110
constitutes theft of drugs, or a violation of section 2925.02,	111
2925.03, 2925.04, 2925.041, 2925.05, 2925.06, 2925.11, 2925.12,	112
2925.13, 2925.22, 2925.23, 2925.24, 2925.31, 2925.32, 2925.36,	113
or 2925.37 of the Revised Code;	114
(2) A violation of an existing or former law of this or	115
any other state or of the United States that is substantially	116
equivalent to any section listed in division (G) (1) of this	117
section;	118
(3) An offense under an existing or former law of this or	119
any other state, or of the United States, of which planting,	120
cultivating, harvesting, processing, making, manufacturing,	121
producing, shipping, transporting, delivering, acquiring,	122
possessing, storing, distributing, dispensing, selling, inducing	123
another to use, administering to another, using, or otherwise	124
dealing with a controlled substance is an element;	125
(4) A conspiracy to commit, attempt to commit, or	126
complicity in committing or attempting to commit any offense	127
under division (G) (1), (2), or (3) of this section.	128
(H) "Felony drug abuse offense" means any drug abuse	129
offense that would constitute a felony under the laws of this	130
state, any other state, or the United States.	131
(I) "Harmful intoxicant" does not include beer or	132
intoxicating liquor but means any of the following:	133
(1) Any compound, mixture, preparation, or substance the	134

gas, fumes, or vapor of which when inhaled can induce 135
intoxication, excitement, giddiness, irrational behavior, 136
depression, stupefaction, paralysis, unconsciousness, 137
asphyxiation, or other harmful physiological effects, and 138
includes, but is not limited to, any of the following: 139

(a) Any volatile organic solvent, plastic cement, model 140
cement, fingernail polish remover, lacquer thinner, cleaning 141
fluid, gasoline, or other preparation containing a volatile 142
organic solvent; 143

(b) Any aerosol propellant; 144

(c) Any fluorocarbon refrigerant; 145

(d) Any anesthetic gas. 146

(2) Gamma Butyrolactone; 147

(3) 1,4 Butanediol. 148

(J) "Manufacture" means to plant, cultivate, harvest, 149
process, make, prepare, or otherwise engage in any part of the 150
production of a drug, by propagation, extraction, chemical 151
synthesis, or compounding, or any combination of the same, and 152
includes packaging, repackaging, labeling, and other activities 153
incident to production. 154

(K) "Possess" or "possession" means having control over a 155
thing or substance, but may not be inferred solely from mere 156
access to the thing or substance through ownership or occupation 157
of the premises upon which the thing or substance is found. 158

(L) "Sample drug" means a drug or pharmaceutical 159
preparation that would be hazardous to health or safety if used 160
without the supervision of a licensed health professional 161
authorized to prescribe drugs, or a drug of abuse, and that, at 162

one time, had been placed in a container plainly marked as a 163
sample by a manufacturer. 164

(M) "Standard pharmaceutical reference manual" means the 165
current edition, with cumulative changes if any, of references 166
that are approved by the state board of pharmacy. 167

(N) "Juvenile" means a person under eighteen years of age. 168

(O) "Counterfeit controlled substance" means any of the 169
following: 170

(1) Any drug that bears, or whose container or label 171
bears, a trademark, trade name, or other identifying mark used 172
without authorization of the owner of rights to that trademark, 173
trade name, or identifying mark; 174

(2) Any unmarked or unlabeled substance that is 175
represented to be a controlled substance manufactured, 176
processed, packed, or distributed by a person other than the 177
person that manufactured, processed, packed, or distributed it; 178

(3) Any substance that is represented to be a controlled 179
substance but is not a controlled substance or is a different 180
controlled substance; 181

(4) Any substance other than a controlled substance that a 182
reasonable person would believe to be a controlled substance 183
because of its similarity in shape, size, and color, or its 184
markings, labeling, packaging, distribution, or the price for 185
which it is sold or offered for sale. 186

(P) An offense is "committed in the vicinity of a school" 187
if the offender commits the offense on school premises, in a 188
school building, or within one thousand feet of the boundaries 189
of any school premises, regardless of whether the offender knows 190

the offense is being committed on school premises, in a school building, or within one thousand feet of the boundaries of any school premises.

(Q) "School" means any school operated by a board of education, any community school established under Chapter 3314. of the Revised Code, or any nonpublic school for which the state board of education prescribes minimum standards under section 3301.07 of the Revised Code, whether or not any instruction, extracurricular activities, or training provided by the school is being conducted at the time a criminal offense is committed.

(R) "School premises" means either of the following:

(1) The parcel of real property on which any school is situated, whether or not any instruction, extracurricular activities, or training provided by the school is being conducted on the premises at the time a criminal offense is committed;

(2) Any other parcel of real property that is owned or leased by a board of education of a school, the governing authority of a community school established under Chapter 3314. of the Revised Code, or the governing body of a nonpublic school for which the state board of education prescribes minimum standards under section 3301.07 of the Revised Code and on which some of the instruction, extracurricular activities, or training of the school is conducted, whether or not any instruction, extracurricular activities, or training provided by the school is being conducted on the parcel of real property at the time a criminal offense is committed.

(S) "School building" means any building in which any of the instruction, extracurricular activities, or training

provided by a school is conducted, whether or not any 220
instruction, extracurricular activities, or training provided by 221
the school is being conducted in the school building at the time 222
a criminal offense is committed. 223

(T) "Disciplinary counsel" means the disciplinary counsel 224
appointed by the board of commissioners on grievances and 225
discipline of the supreme court under the Rules for the 226
Government of the Bar of Ohio. 227

(U) "Certified grievance committee" means a duly 228
constituted and organized committee of the Ohio state bar 229
association or of one or more local bar associations of the 230
state of Ohio that complies with the criteria set forth in Rule 231
V, section 6 of the Rules for the Government of the Bar of Ohio. 232

(V) "Professional license" means any license, permit, 233
certificate, registration, qualification, admission, temporary 234
license, temporary permit, temporary certificate, or temporary 235
registration that is described in divisions (W)(1) to (36) of 236
this section and that qualifies a person as a professionally 237
licensed person. 238

(W) "Professionally licensed person" means any of the 239
following: 240

(1) A person who has obtained a license as a manufacturer 241
of controlled substances or a wholesaler of controlled 242
substances under Chapter 3719. of the Revised Code; 243

(2) A person who has received a certificate or temporary 244
certificate as a certified public accountant or who has 245
registered as a public accountant under Chapter 4701. of the 246
Revised Code and who holds an Ohio permit issued under that 247
chapter; 248

(3) A person who holds a certificate of qualification to practice architecture issued or renewed and registered under Chapter 4703. of the Revised Code;	249 250 251
(4) A person who is registered as a landscape architect under Chapter 4703. of the Revised Code or who holds a permit as a landscape architect issued under that chapter;	252 253 254
(5) A person licensed under Chapter 4707. of the Revised Code;	255 256
(6) A person who has been issued a certificate of registration as a registered barber under Chapter 4709. of the Revised Code;	257 258 259
(7) A person licensed and regulated to engage in the business of a debt pooling company by a legislative authority, under authority of Chapter 4710. of the Revised Code;	260 261 262
(8) A person who has been issued a cosmetologist's license, hair designer's license, manicurist's license, esthetician's license, natural hair stylist's license, managing <u>advanced</u> cosmetologist's license, managing <u>advanced</u> hair designer's license, managing <u>advanced</u> manicurist's license, managing <u>advanced</u> esthetician's license, managing <u>advanced</u> natural hair stylist's license, cosmetology instructor's license, hair design instructor's license, manicurist instructor's license, esthetics instructor's license, natural hair style instructor's license, independent contractor's license, or tanning facility permit under Chapter 4713. of the Revised Code;	263 264 265 266 267 268 269 270 271 272 273 274
(9) A person who has been issued a license to practice dentistry, a general anesthesia permit, a conscious intravenous sedation permit, a limited resident's license, a limited	275 276 277

teaching license, a dental hygienist's license, or a dental	278
hygienist's teacher's certificate under Chapter 4715. of the	279
Revised Code;	280
(10) A person who has been issued an embalmer's license, a	281
funeral director's license, a funeral home license, or a	282
crematory license, or who has been registered for an embalmer's	283
or funeral director's apprenticeship under Chapter 4717. of the	284
Revised Code;	285
(11) A person who has been licensed as a registered nurse	286
or practical nurse, or who has been issued a certificate for the	287
practice of nurse-midwifery under Chapter 4723. of the Revised	288
Code;	289
(12) A person who has been licensed to practice optometry	290
or to engage in optical dispensing under Chapter 4725. of the	291
Revised Code;	292
(13) A person licensed to act as a pawnbroker under	293
Chapter 4727. of the Revised Code;	294
(14) A person licensed to act as a precious metals dealer	295
under Chapter 4728. of the Revised Code;	296
(15) A person licensed as a pharmacist, a pharmacy intern,	297
a wholesale distributor of dangerous drugs, or a terminal	298
distributor of dangerous drugs under Chapter 4729. of the	299
Revised Code;	300
(16) A person who is authorized to practice as a physician	301
assistant under Chapter 4730. of the Revised Code;	302
(17) A person who has been issued a certificate to	303
practice medicine and surgery, osteopathic medicine and surgery,	304
a limited branch of medicine, or podiatry under Chapter 4731. of	305

the Revised Code;	306
(18) A person licensed as a psychologist or school psychologist under Chapter 4732. of the Revised Code;	307 308
(19) A person registered to practice the profession of engineering or surveying under Chapter 4733. of the Revised Code;	309 310 311
(20) A person who has been issued a license to practice chiropractic under Chapter 4734. of the Revised Code;	312 313
(21) A person licensed to act as a real estate broker or real estate salesperson under Chapter 4735. of the Revised Code;	314 315
(22) A person registered as a registered sanitarian under Chapter 4736. of the Revised Code;	316 317
(23) A person licensed to operate or maintain a junkyard under Chapter 4737. of the Revised Code;	318 319
(24) A person who has been issued a motor vehicle salvage dealer's license under Chapter 4738. of the Revised Code;	320 321
(25) A person who has been licensed to act as a steam engineer under Chapter 4739. of the Revised Code;	322 323
(26) A person who has been issued a license or temporary permit to practice veterinary medicine or any of its branches, or who is registered as a graduate animal technician under Chapter 4741. of the Revised Code;	324 325 326 327
(27) A person who has been issued a hearing aid dealer's or fitter's license or trainee permit under Chapter 4747. of the Revised Code;	328 329 330
(28) A person who has been issued a class A, class B, or class C license or who has been registered as an investigator or	331 332

security guard employee under Chapter 4749. of the Revised Code;	333
(29) A person licensed and registered to practice as a	334
nursing home administrator under Chapter 4751. of the Revised	335
Code;	336
(30) A person licensed to practice as a speech-language	337
pathologist or audiologist under Chapter 4753. of the Revised	338
Code;	339
(31) A person issued a license as an occupational	340
therapist or physical therapist under Chapter 4755. of the	341
Revised Code;	342
(32) A person who is licensed as a licensed professional	343
clinical counselor, licensed professional counselor, social	344
worker, independent social worker, independent marriage and	345
family therapist, or marriage and family therapist, or	346
registered as a social work assistant under Chapter 4757. of the	347
Revised Code;	348
(33) A person issued a license to practice dietetics under	349
Chapter 4759. of the Revised Code;	350
(34) A person who has been issued a license or limited	351
permit to practice respiratory therapy under Chapter 4761. of	352
the Revised Code;	353
(35) A person who has been issued a real estate appraiser	354
certificate under Chapter 4763. of the Revised Code;	355
(36) A person who has been admitted to the bar by order of	356
the supreme court in compliance with its prescribed and	357
published rules.	358
(X) "Cocaine" means any of the following:	359

(1) A cocaine salt, isomer, or derivative, a salt of a cocaine isomer or derivative, or the base form of cocaine;	360 361
(2) Coca leaves or a salt, compound, derivative, or preparation of coca leaves, including ecgonine, a salt, isomer, or derivative of ecgonine, or a salt of an isomer or derivative of ecgonine;	362 363 364 365
(3) A salt, compound, derivative, or preparation of a substance identified in division (X) (1) or (2) of this section that is chemically equivalent to or identical with any of those substances, except that the substances shall not include decocainized coca leaves or extraction of coca leaves if the extractions do not contain cocaine or ecgonine.	366 367 368 369 370 371
(Y) "L.S.D." means lysergic acid diethylamide.	372
(Z) "Hashish" means the resin or a preparation of the resin contained in marihuana, whether in solid form or in a liquid concentrate, liquid extract, or liquid distillate form.	373 374 375
(AA) "Marihuana" has the same meaning as in section 3719.01 of the Revised Code, except that it does not include hashish.	376 377 378
(BB) An offense is "committed in the vicinity of a juvenile" if the offender commits the offense within one hundred feet of a juvenile or within the view of a juvenile, regardless of whether the offender knows the age of the juvenile, whether the offender knows the offense is being committed within one hundred feet of or within view of the juvenile, or whether the juvenile actually views the commission of the offense.	379 380 381 382 383 384 385
(CC) "Presumption for a prison term" or "presumption that a prison term shall be imposed" means a presumption, as described in division (D) of section 2929.13 of the Revised	386 387 388

Code, that a prison term is a necessary sanction for a felony in 389
order to comply with the purposes and principles of sentencing 390
under section 2929.11 of the Revised Code. 391

(DD) "Major drug offender" has the same meaning as in 392
section 2929.01 of the Revised Code. 393

(EE) "Minor drug possession offense" means either of the 394
following: 395

(1) A violation of section 2925.11 of the Revised Code as 396
it existed prior to July 1, 1996; 397

(2) A violation of section 2925.11 of the Revised Code as 398
it exists on and after July 1, 1996, that is a misdemeanor or a 399
felony of the fifth degree. 400

(FF) "Mandatory prison term" has the same meaning as in 401
section 2929.01 of the Revised Code. 402

(GG) "Adulterate" means to cause a drug to be adulterated 403
as described in section 3715.63 of the Revised Code. 404

(HH) "Public premises" means any hotel, restaurant, 405
tavern, store, arena, hall, or other place of public 406
accommodation, business, amusement, or resort. 407

(II) "Methamphetamine" means methamphetamine, any salt, 408
isomer, or salt of an isomer of methamphetamine, or any 409
compound, mixture, preparation, or substance containing 410
methamphetamine or any salt, isomer, or salt of an isomer of 411
methamphetamine. 412

(JJ) "Lawful prescription" means a prescription that is 413
issued for a legitimate medical purpose by a licensed health 414
professional authorized to prescribe drugs, that is not altered 415
or forged, and that was not obtained by means of deception or by 416

the commission of any theft offense. 417

(KK) "Deception" and "theft offense" have the same 418
meanings as in section 2913.01 of the Revised Code. 419

Sec. 4713.01. As used in this chapter: 420

"Apprentice instructor" means ~~a person~~ an individual 421
holding a practicing license issued by the state board of 422
cosmetology who is engaged in learning or acquiring knowledge of 423
the occupation of an instructor of a branch of cosmetology at a 424
school of cosmetology. 425

"Beauty salon" means ~~any premises, building, or part of a~~ 426
~~building~~ salon in which ~~a person~~ an individual is authorized to 427
engage in all branches of cosmetology. ~~"Beauty salon" does not~~ 428
~~include a barber shop licensed under Chapter 4709. of the~~ 429
~~Revised Code in which a person engages in the practice of~~ 430
~~manicuring.~~ 431

"Biennial licensing period" means the two-year period 432
beginning on the first day of February of an odd-numbered year 433
and ending on the last day of January of the next odd-numbered 434
year. 435

"Boutique salon" means a salon in which an individual 436
engages in boutique services and no other branch of cosmetology. 437

"Boutique services" means braiding, threading, and 438
shampooing. 439

"Braiding" means intertwining the hair in a systematic 440
motion to create patterns in a three-dimensional form, inverting 441
the hair against the scalp along part of a straight or curved 442
row of intertwined hair, or twisting the hair in a systematic 443
motion, and includes extending the hair with natural or 444

synthetic hair fibers. 445

"Branch of cosmetology" means the practice of cosmetology, 446
practice of esthetics, practice of hair design, practice of 447
manicuring, ~~or~~ practice of natural hair styling, or practice of 448
boutique services. 449

"Cosmetic therapy" has the same meaning as in section 450
4731.15 of the Revised Code. 451

"Cosmetologist" means ~~a person~~ an individual authorized to 452
engage in all branches of cosmetology in a licensed facility. 453

"Cosmetology" means the art or practice of embellishment, 454
cleansing, beautification, and styling of hair, wigs, postiches, 455
face, body, or nails. 456

"Cosmetology instructor" means ~~a person~~ an individual 457
authorized to teach the theory and practice of all branches of 458
cosmetology at a school of cosmetology. 459

"Esthetician" means ~~a person~~ an individual who engages in 460
the practice of esthetics but no other branch of cosmetology in 461
a licensed facility. 462

"Esthetics instructor" means ~~a person~~ an individual who 463
teaches the theory and practice of esthetics, but no other 464
branch of cosmetology, at a school of cosmetology. 465

"Esthetics salon" means ~~any premises, building, or part of~~ 466
a ~~building~~ salon in which ~~a person~~ an individual engages in the 467
practice of esthetics but no other branch of cosmetology. 468

"Eye lash extensions" include temporary and semi-permanent 469
enhancements designed to add length, thickness, and fullness to 470
natural eyelashes. 471

"Hair designer" means ~~a person~~an individual who engages 472
in the practice of hair design but no other branch of 473
cosmetology in a licensed facility. 474

"Hair design instructor" means ~~a person~~an individual who 475
teaches the theory and practice of hair design, but no other 476
branch of cosmetology, at a school of cosmetology. 477

"Hair design salon" means ~~any premises, building, or part~~ 478
~~of a building~~ salon in which ~~a person~~an individual engages in 479
the practice of hair design but no other branch of cosmetology. 480

"Hair removal" includes tweezing, waxing, sugaring, and 481
threading. "Hair removal" does not include electrolysis. 482

"Independent contractor ~~license~~" means ~~a license to~~ 483
~~practice~~ an individual who is not an employee of a salon but 484
practices a branch of cosmetology ~~at~~within a salon in ~~which the~~ 485
~~license holder rents booth space~~ licensed facility. 486

"Instructor license" means a license to teach the theory 487
and practice of a branch of cosmetology at a school of 488
cosmetology. 489

"Licensed facility" means any premises, building, or part 490
of a building licensed under section 4713.41 of the Revised Code 491
in which cosmetology services are authorized by the state board 492
of cosmetology to be performed. 493

~~"Managing Advanced cosmetologist"~~ means ~~a person~~an 494
individual authorized to ~~manage work in~~ a beauty salon and 495
engage in all branches of cosmetology. 496

~~"Managing Advanced esthetician"~~ means ~~a person~~an 497
individual authorized to ~~manage work in~~ an esthetics salon, but 498
no other type of salon, and engage in the practice of esthetics, 499

but no other branch of cosmetology. 500

~~"Managing Advanced hair designer"~~ means ~~a person an~~ 501
individual authorized to ~~manage work in a~~ hair design salon, but 502
no other type of salon, and engage in the practice of hair 503
design, but no other branch of cosmetology. 504

~~"Managing Advanced license"~~ means a license to ~~manage work~~ 505
in a salon and practice the branch of cosmetology practiced at 506
the salon. 507

~~"Managing Advanced manicurist"~~ means ~~a person an~~ 508
individual authorized to ~~manage work in a~~ nail salon, but no 509
other type of salon, and engage in the practice of manicuring, 510
but no other branch of cosmetology. 511

~~"Managing Advanced natural hair stylist"~~ means ~~a person an~~ 512
individual authorized to ~~manage work in a~~ natural hair style 513
salon, but no other type of salon, and engage in the practice of 514
natural hair styling, but no other branch of cosmetology. 515

"Manicurist" means ~~a person an~~ individual who engages in 516
the practice of manicuring but no other branch of cosmetology in 517
a licensed facility. 518

"Manicurist instructor" means ~~a person an~~ individual who 519
teaches the theory and practice of manicuring, but no other 520
branch of cosmetology, at a school of cosmetology. 521

"Nail salon" means ~~any premises, building, or part of a~~ 522
~~building salon~~ in which ~~a person an~~ individual engages in the 523
practice of manicuring but no other branch of cosmetology. ~~"Nail-~~ 524
~~salon"~~ does not include a barber shop licensed under Chapter 525
4709. of the Revised Code in which a person engages in the 526
~~practice of manicuring.~~ 527

"Natural hair stylist" means ~~a person~~ an individual who 528
engages in the practice of natural hair styling but no other 529
branch of cosmetology in a licensed facility. 530

"Natural hair style instructor" means ~~a person~~ an 531
individual who teaches the theory and practice of natural hair 532
styling, but no other branch of cosmetology, at a school of 533
cosmetology. 534

"Natural hair style salon" means ~~any premises, building,~~ 535
~~or part of a building~~ salon in which ~~a person~~ an individual 536
engages in the practice of natural hair styling but no other 537
branch of cosmetology. 538

"Practice of braiding" means utilizing the technique of 539
intertwining hair in a systematic motion to create patterns in a 540
three-dimensional form, including patterns that are inverted, 541
upright, or singled against the scalp that follow along straight 542
or curved partings. It may include twisting or locking the hair 543
while adding bulk or length with human hair, synthetic hair, or 544
both and using simple devices such as clips, combs, and 545
hairpins. "Practice of braiding" does not include application of 546
weaving, bonding, and fusion of individual strands or wefts; 547
application of dyes, reactive chemicals, or other preparations 548
to alter the color or straighten, curl, or alter the structure 549
of hair; embellishing or beautifying hair by cutting or 550
singeing, except as needed to finish the ends of synthetic 551
fibers used to add bulk to or lengthen hair. 552

"Practice of cosmetology" means the practice of all 553
branches of cosmetology. 554

"Practice of esthetics" means the application of 555
cosmetics, tonics, antiseptics, creams, lotions, or other 556

preparations for the purpose of skin beautification and includes 557
preparation of the skin by manual massage techniques or by use 558
of electrical, mechanical, or other apparatus; enhancement of 559
the skin by skin care, facials, body treatments, hair removal, 560
and other treatments; and eye lash extension services. 561

"Practice of hair design" means embellishing or 562
beautifying hair, wigs, or hairpieces by arranging, dressing, 563
pressing, curling, waving, permanent waving, cleansing, cutting, 564
singeing, bleaching, coloring, braiding, weaving, or similar 565
work. "Practice of hair design" includes utilizing techniques 566
performed by hand that result in tension on hair roots such as 567
twisting, wrapping, weaving, extending, locking, or braiding of 568
the hair. 569

"Practice of manicuring" means ~~manicuring~~ cleaning, 570
trimming, shaping the free edge of, or applying polish to the 571
nails of any ~~person, individual;~~ applying ~~artificial or~~ 572
~~sculptured nails~~ nail enhancements and embellishments to any 573
~~person, individual;~~ massaging the hands and lower arms up to the 574
elbow of any ~~person, individual;~~ massaging the feet and lower 575
legs up to the knee of any ~~person, individual;~~ using lotions or 576
softeners on the hands and feet of any individual; or any 577
combination of these ~~four~~ types of services. 578

"Practice of natural hair styling" means utilizing 579
techniques performed by hand that result in tension on hair 580
roots such as twisting, wrapping, weaving, extending, locking, 581
or braiding of the hair. "Practice of natural hair styling" does 582
not include the application of dyes, reactive chemicals, or 583
other preparations to alter the color or to straighten, curl, or 584
alter the structure of the hair. "Practice of natural hair 585
styling" also does not include embellishing or beautifying hair 586

by cutting or singeing, except as needed to finish off the end 587
of a braid, or by dressing, pressing, curling, waving, permanent 588
waving, or similar work. 589

"Practicing license" means a license to practice a branch 590
of cosmetology in a licensed facility. 591

"Salon" means a ~~beauty salon, esthetics salon, hair design~~ 592
~~salon, nail salon, or natural hair style salon~~ licensed facility 593
on any premises, building, or part of a building in which an 594
individual engages in the practice of one or more branches of 595
cosmetology. "Salon" does not include a barber shop licensed 596
under Chapter 4709. of the Revised Code. "Salon" does not mean a 597
tanning facility, although a tanning facility may be located in 598
a salon. 599

"School of cosmetology" means any premises, building, or 600
part of a building in which students are instructed in the 601
theories and practices of one or more branches of cosmetology. 602

"Shampooing" means the act of cleansing and conditioning 603
an individual's hair in preparation to immediately receive a 604
service from an individual licensed under this chapter. 605

"Student" means ~~a person~~ an individual, other than an 606
apprentice instructor, who is engaged in learning or acquiring 607
knowledge of the practice of a branch of cosmetology at a school 608
of cosmetology. 609

"Tanning facility" means any premises, building, or part 610
of a building that contains one or more rooms or booths with any 611
of the following: 612

(A) Equipment or beds used for tanning human skin by the 613
use of fluorescent sun lamps using ultraviolet or other 614
artificial radiation; 615

(B) ~~Equipment or booths that applies use chemicals applied~~ 616
to human skin ~~to create the appearance of being suntanned,~~ 617
including chemical applications commonly referred to as spray- 618
on, mist-on, or sunless tans; 619

(C) Equipment or beds that use visible light for cosmetic 620
purposes. 621

"Threading" includes a service that results in the removal 622
of hair from its follicle from around the eyebrows and from 623
other parts of the face with the use of a single strand of 624
thread and an astringent, if the service does not use chemicals 625
of any kind, wax, or any implements, instruments, or tools to 626
remove hair. 627

Sec. 4713.02. (A) There is hereby created the state board 628
of cosmetology, consisting of all of the following members 629
appointed by the governor, with the advice and consent of the 630
senate: 631

(1) One ~~person~~ individual holding a current, valid 632
cosmetologist, ~~managing cosmetologist,~~ or cosmetology instructor 633
license at the time of appointment; 634

(2) Two ~~persons~~ individuals holding current, valid 635
~~managing~~ cosmetologist licenses and actively engaged in managing 636
beauty salons for a period of not less than five years at the 637
time of appointment; 638

(3) One ~~person~~ individual who holds a current, valid 639
independent contractor license at the time of appointment ~~or the~~ 640
~~owner or manager of a licensed salon in which at least one~~ 641
~~person holding a current, valid independent contractor license~~ 642
and practices a branch of cosmetology; 643

(4) One ~~person~~ individual who represents individuals who 644

teach the theory and practice of a branch of cosmetology at a 645
vocational or career-technical school; 646

(5) One owner or executive actively engaged in the daily 647
operations of a licensed school of cosmetology; 648

(6) One owner of at least five licensed salons; 649

(7) One ~~person~~ individual who is either a certified nurse 650
practitioner or clinical nurse specialist holding a certificate 651
of authority issued under Chapter 4723. of the Revised Code, or 652
a physician authorized under Chapter 4731. of the Revised Code 653
to practice medicine and surgery or osteopathic medicine and 654
surgery; 655

(8) One ~~person~~ individual representing the general public. 656

(9) One individual who holds a current, valid tanning 657
permit and who has owned or managed a tanning facility for at 658
least five years immediately preceding the individual's 659
appointment. 660

(10) One individual who holds a current, valid esthetician 661
license and who has been actively practicing esthetics for a 662
period of not less than five years immediately preceding the 663
individual's appointment. 664

(B) The superintendent of public instruction shall 665
nominate three ~~persons~~ individuals for the governor to choose 666
from when making an appointment under division (A) (4) of this 667
section. 668

(C) All members shall be at least twenty-five years of 669
age, residents of the state, and citizens of the United States. 670
No more than two members, at any time, shall be graduates of the 671
same school of cosmetology. Not more than one member shall have 672

a common financial connection with any school of cosmetology or 673
salon. 674

~~Except for the initial members appointed under divisions~~ 675
~~(A) (3) and (4) of this section, terms~~ Terms of office are for 676
five years. The term of the initial member appointed under 677
division (A) (3) of this section shall be three years. The term 678
of the initial member appointed under division (A) (4) of this 679
section shall be four years. Terms shall commence on the first 680
day of November and end on the thirty-first day of October. Each 681
member shall hold office from the date of appointment until the 682
end of the term for which appointed. In case of a vacancy 683
occurring on the board, the governor shall, in the same manner 684
prescribed for the regular appointment to the board, fill the 685
vacancy by appointing a member. Any member appointed to fill a 686
vacancy occurring prior to the expiration of the term for which 687
the member's predecessor was appointed shall hold office for the 688
remainder of such term. Any member shall continue in office 689
subsequent to the expiration date of the member's term until the 690
member's successor takes office, or until a period of sixty days 691
has elapsed, whichever occurs first. Before entering upon the 692
discharge of the duties of the office of member, each member 693
shall take, and file with the secretary of state, the oath of 694
office required by Section 7 of Article XV, Ohio Constitution. 695

The members of the board shall receive an amount fixed 696
pursuant to Chapter 124. of the Revised Code per diem for every 697
meeting of the board which they attend, together with their 698
necessary expenses, and mileage for each mile necessarily 699
traveled. 700

The members of the board shall annually elect, from among 701
their number, a chairperson and a vice-chairperson. The 702

executive director appointed pursuant to section 4713.06 of the 703
Revised Code shall serve as the board's secretary. 704

(D) The board shall prescribe the duties of its officers 705
and establish an office within Franklin-County county. The board 706
shall keep all records and files at the office and have the 707
records and files at all reasonable hours open to public 708
inspection in accordance with section 149.43 of the Revised Code 709
and any rules adopted by the board in compliance with this 710
state's record retention policy. The board also shall adopt a 711
seal. 712

Sec. 4713.03. The state board of cosmetology shall hold a- 713
~~meeting-meetings~~ to transact its business at least four times a 714
year. The board may hold additional meetings as, in its 715
judgment, are necessary. The board shall meet at the times and 716
places it selects. 717

Sec. 4713.06. The state board of cosmetology shall 718
annually appoint an executive director. The executive director 719
may not be a member of the board, but subsequent to appointment, 720
shall serve as secretary of the board. The executive director, 721
before entering upon the discharge of the executive director's 722
duties, shall file with the secretary of state a good and 723
sufficient bond payable to the state, to ensure the faithful 724
performance of duties of the office of executive director. The 725
bond shall be in an amount the board requires. The premium of 726
the bond shall be paid from appropriations made to the board for 727
operating purposes. 728

The board may employ inspectors, examiners, consultants on 729
contents of examinations, ~~and~~ clerks, or other individuals as 730
necessary for the administration of this chapter. All inspectors 731
and examiners shall be licensed cosmetologists. 732

The board may appoint inspectors ~~of to inspect and~~ 733
investigate all facilities regulated by this chapter, including 734
~~tanning facilities as needed to make periodic inspections as the~~ 735
~~board specifies,~~ to ensure compliance with this chapter, the 736
rules adopted pursuant to it, and the board's policies, in 737
accordance with division (A)(11) of section 4713.07 of the 738
Revised Code. 739

Sec. 4713.07. (A) The state board of cosmetology shall do 740
all of the following: 741

~~(A)~~ (1) Regulate the practice of cosmetology and all of its 742
branches in this state; 743

(2) Investigate or inspect, when evidence appears to 744
demonstrate that an individual has violated any provision of 745
this chapter or any rule adopted pursuant to it, the activities 746
or premises of a license holder or unlicensed individual; 747

(3) Adopt rules in accordance with section 4713.08 of the 748
Revised Code; 749

(4) Prescribe and make available application forms to be 750
used by ~~persons~~ individuals seeking admission to an examination 751
conducted under section 4713.24 of the Revised Code or a license 752
or registration issued under this chapter; 753

~~(B)~~ (5) Prescribe and make available application forms to 754
be used by ~~persons~~ individuals seeking renewal of a license or 755
registration issued under this chapter; 756

~~(C)~~ (6) Provide a toll-free number and an online service to 757
receive complaints alleging violations of this chapter; 758

(7) Report to the proper prosecuting officer all 759
violations of section 4713.14 of the Revised Code of which the 760

board is aware;	761
(D) (8) Submit a written report annually to the governor that provides all of the following:	762 763
(1) (a) A discussion of the conditions in this state of the branches of cosmetology;	764 765
(2) (b) A brief summary of the board's proceedings during the year the report covers;	766 767
(3) (c) A statement of all money that the board received and expended during the year the report covers.	768 769
(E) (9) Keep a record of all of the following:	770
(1) (a) The board's proceedings;	771
(2) (b) The name and last known <u>physical</u> address, <u>electronic mail address, and telephone number</u> of each person individual issued a license <u>or registration</u> under section 4713.28, 4713.30, 4713.31, 4713.34, or 4713.39 of the Revised Code <u>this chapter</u> ;	772 773 774 775 776
(3) The name and address of each salon issued a license under section 4713.41 of the Revised Code and each school of cosmetology issued a license under section 4713.44 of the Revised Code;	777 778 779 780
(4) The name and address of each tanning facility issued a permit under section 4713.48 of the Revised Code;	781 782
(5) (c) The date and number of each license and, permit, <u>and registration</u> that the board issues ; <u>.</u>	783 784
(F) (10) Assist ex-offenders and military veterans who hold licenses issued by the board to find employment within salons or other facilities within this state;	785 786 787

~~(G)~~(11) Require inspectors appointed pursuant to section 4713.06 of the Revised Code to conduct inspections of licensed or permitted facilities, including salons and boutique salons, schools of cosmetology, and tanning facilities, within ninety days of the opening for business of a licensed facility, upon complaints reported to the board, within ninety days after a violation was documented at a facility, and at least once every two years. Any individual, after providing the individual's name and contact information, may report to the board any information the individual may have that appears to show a violation of any provision of this chapter or rule adopted under it. In the absence of bad faith, any individual who reports information of that nature or who testifies before the board in any adjudication conducted under Chapter 119. of the Revised Code shall not be liable for damages in a civil action as a result of the report or testimony. For the purpose of inspections, an independent contractor shall be added to the board's records as an individual salon. 788
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(12) Supply a copy of the poster created pursuant to division (B) of section 5502.63 of the Revised Code to each person authorized to operate a salon, school of cosmetology, tanning facility, or other type of facility under this chapter; 806
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(13) All other duties that this chapter imposes on the board. 810
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(B) The board may delegate any of the duties listed in division (A) of this section to the executive director of the board or to an individual designated by the executive director. 812
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Sec. 4713.071. (A) Beginning one year after the effective date of this section, the state board of cosmetology shall annually submit a written report to the governor, president of 815
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817

<u>the senate, and speaker of the house of representatives. The</u>	818
<u>report shall list all of the following for the preceding twelve-</u>	819
<u>month period:</u>	820
<u>(1) The number of students enrolled in courses at licensed</u>	821
<u>public and private schools of cosmetology;</u>	822
<u>(2) The number of students graduating from licensed public</u>	823
<u>and private schools of cosmetology;</u>	824
<u>(3) The annual cost for students to attend each licensed</u>	825
<u>public or private school of cosmetology;</u>	826
<u>(4) The loan default rates for licensed public and private</u>	827
<u>schools of cosmetology;</u>	828
<u>(5) The first-time licensure passage rate for graduates of</u>	829
<u>all public and private schools;</u>	830
<u>(6) The total number of new and renewal licenses in each</u>	831
<u>profession;</u>	832
<u>(7) The total number of complaint-driven inspections</u>	833
<u>conducted by the board;</u>	834
<u>(8) The total number and type of violations, including a</u>	835
<u>list of the top ten violations, which shall aid in the</u>	836
<u>identification of focus areas for continuing education purposes;</u>	837
<u>(9) The twenty salons and individuals cited with the most</u>	838
<u>violations for unlicensed workers;</u>	839
<u>(10) The number of adjudications or other disciplinary</u>	840
<u>action taken by the board.</u>	841
<u>(B) The board shall include in the final report under</u>	842
<u>division (A) of this section any recommendations it has for</u>	843
<u>changes to this chapter.</u>	844

Sec. 4713.08. (A) The state board of cosmetology shall	845
adopt rules in accordance with Chapter 119. of the Revised Code	846
as necessary to implement this chapter. The rules shall do all	847
of the following:	848
(1) Govern the practice of the branches of cosmetology and	849
management of salons;	850
(2) Specify conditions a person <u>an individual</u> must satisfy	851
to qualify for a temporary pre-examination work permit under	852
section 4713.22 of the Revised Code and the conditions and	853
method of renewing a temporary pre-examination work permit under	854
that section;	855
(3) Provide for the conduct of examinations under section	856
4713.24 of the Revised Code;	857
(4) Specify conditions under which the board will take	858
into account, under section 4713.32 of the Revised Code,	859
instruction an applicant for a license under section 4713.28,	860
4713.30, or 4713.31 of the Revised Code received more than five	861
years before the date of application for the license;	862
(5) Provide for the granting of waivers under section	863
4713.29 of the Revised Code;	864
(6) Specify conditions an applicant must satisfy for the	865
board to issue the applicant a license under section 4713.34 of	866
the Revised Code without the applicant taking an examination	867
conducted under section 4713.24 of the Revised Code;	868
(7) Specify locations in which glamour photography	869
services in which a branch of cosmetology is practiced may be	870
provided;	871
(8) Establish conditions and the fee for a temporary	872

special occasion work permit under section 4713.37 of the Revised Code and specify the amount of time such a permit is valid;

(9) Specify conditions an applicant must satisfy for the board to issue the applicant an independent contractor license under section 4713.39 of the Revised Code and the fee for issuance and renewal of the license;

(10) Establish conditions under which food may be sold at a salon;

(11) Specify which professions regulated by a professional regulatory board of this state may be practiced in a salon under section 4713.42 of the Revised Code;

(12) Establish standards for the provision of cosmetic therapy, massage therapy, or other professional service in a salon pursuant to section 4713.42 of the Revised Code;

(13) Establish standards for board approval of, and the granting of credits for, training in branches of cosmetology at schools of cosmetology licensed in this state;

(14) Establish the manner in which a school of cosmetology licensed under section 4713.44 of the Revised Code may offer post-secondary and advanced practice programs;

(15) Establish sanitary standards for the practice of the branches of cosmetology, salons, and schools of cosmetology;

(16) Establish the application process for obtaining a tanning facility permit under section 4713.48 of the Revised Code, including the amount of the fee for an initial or renewed permit;

(17) Establish standards for installing and operating a

tanning facility in a manner that ensures the health and safety 901
of consumers, including standards that do all of the following: 902

(a) Establish a maximum safe time of exposure to radiation 903
and a maximum safe temperature at which sun lamps may be 904
operated; 905

(b) Require consumers to wear protective eyeglasses; 906

(c) Require consumers to be supervised as to the length of 907
time consumers use the facility's sun lamps; 908

(d) Require the operator to prohibit consumers from 909
standing too close to sun lamps and to post signs warning 910
consumers of the potential effects of radiation on ~~persons~~ 911
individuals taking certain medications and of the possible 912
relationship of the radiation to skin cancer; 913

(e) Require the installation of protective shielding for 914
sun lamps and handrails for consumers; 915

(f) Require floors to be dry during operation of lamps; 916

(g) Establish procedures an operator must follow in making 917
reasonable efforts in compliance with section 4713.50 of the 918
Revised Code to determine the age of an individual seeking to 919
use sun lamp tanning services. 920

(18) (a) If the board, under section 4713.61 of the Revised 921
Code, develops a procedure for classifying licenses inactive, do 922
both of the following: 923

(i) Establish a fee for having a license classified 924
inactive that reflects the cost to the board of providing the 925
inactive license service. If one or more renewal periods have 926
elapsed since the license was valid, the fee shall not include 927
lapsed renewal fees for more than three of those renewal 928

<u>periods;</u>	929
(ii) Specify the continuing education that a person <u>an individual</u> whose license has been classified inactive must complete to have the license restored. The continuing education shall be sufficient to ensure the minimum competency in the use or administration of a new procedure or product required by a licensee necessary to protect public health and safety. The requirement shall not exceed the cumulative number of hours of continuing education that the person <u>individual</u> would have been required to complete had the person <u>individual</u> retained an active license.	930 931 932 933 934 935 936 937 938 939
(b) In addition, the board may specify the conditions and method for granting a temporary work permit to practice a branch of cosmetology to a person <u>an individual</u> whose license has been classified inactive.	940 941 942 943
(19) Establish a fee for approval of a continuing education program under section 4713.62 of the Revised Code that is adequate to cover any expense the board incurs in the approval process;	944 945 946 947
(20) Anything else necessary to implement this chapter.	948
(B) (1) The rules adopted under division (A) (2) of this section may establish additional conditions for a temporary pre-examination work permit under section 4713.22 of the Revised Code that are applicable to persons <u>individuals</u> who practice a branch of cosmetology in another state or country.	949 950 951 952 953
(2) The rules adopted under division (A) (18) (b) of this section may establish additional conditions for a temporary work permit that are applicable to persons <u>individuals</u> who practice a branch of cosmetology in another state.	954 955 956 957

(C) The conditions specified in rules adopted under 958
division (A) (6) of this section may include that an applicant is 959
applying for a license to practice a branch of cosmetology for 960
which the board determines an examination is unnecessary. 961

(D) The rules adopted under division (A) (11) of this 962
section shall not include a profession if practice of the 963
profession in a salon is a violation of a statute or rule 964
governing the profession. 965

(E) The sanitary standards established under division (A) 966
(15) of this section shall focus in particular on precautions to 967
be employed to prevent infectious or contagious diseases being 968
created or spread. The board shall consult with the Ohio 969
department of health when establishing the sanitary standards. 970

(F) The fee established by rules adopted under division 971
(A) (16) of this section shall cover the cost the board incurs in 972
inspecting tanning facilities and enforcing the board's rules 973
but may not exceed one hundred dollars per location of such 974
facilities. 975

Sec. 4713.081. The state board of cosmetology shall 976
furnish a copy of the sanitary standards established by rules 977
adopted under section 4713.08 of the Revised Code to each ~~person~~ 978
individual to whom the board issues a practicing license, 979
~~managing advanced~~ license, ~~or~~ license to operate a salon or 980
school of cosmetology, or boutique services registration. The 981
board also shall furnish a copy of the sanitary standards to 982
each ~~person~~ individual providing cosmetic therapy, massage 983
therapy, or other professional service in a salon under section 984
4713.42 of the Revised Code. A salon or school of cosmetology 985
provided a copy of the sanitary standards shall post the 986
standards in a public and conspicuous place in the salon or 987

school. 988

Sec. 4713.082. The state board of cosmetology shall 989
furnish a copy of the standards established by rules adopted 990
under section 4713.08 of the Revised Code for installing and 991
operating a tanning facility to each ~~person~~individual to whom 992
the board issues a permit to operate a tanning facility. ~~A-~~ 993
~~person~~An individual provided a copy of the standards shall post 994
the standards in a public and conspicuous place in the tanning 995
facility. 996

Sec. 4713.09. The state board of cosmetology may adopt 997
rules in accordance with ~~Chapter 119~~section 4713.08 of the 998
Revised Code to establish a continuing education requirement, 999
not to exceed eight hours in a biennial licensing period, as a 1000
condition of renewal for a practicing license, ~~managing advanced~~ 1001
~~license, or instructor license, or boutique services~~ 1002
registration. These hours may include training in identifying 1003
and addressing the crime of trafficking in persons as described 1004
in section 2905.32 of the Revised Code. At least two of the 1005
eight hours of the continuing education requirement must be 1006
achieved in courses concerning safety and sanitation, and at 1007
least one hour of the eight hours of the continuing education 1008
requirement must be achieved in courses concerning law and rule 1009
updates. 1010

Sec. 4713.10. (A) The state board of cosmetology shall 1011
charge and collect the following fees: 1012

~~(A)~~ (1) For a temporary pre-examination work permit under 1013
section 4713.22 of the Revised Code, ~~five~~seven dollars and 1014
fifty cents; 1015

~~(B)~~ (2) For initial application to take an examination 1016

under section 4713.24 of the Revised Code, ~~twenty-one~~ thirty-one dollars and fifty cents; 1017
1018

~~(C)~~ (3) For application to take an examination under 1019
section 4713.24 of the Revised Code by an applicant who has 1020
previously applied to take, but failed to appear for, the 1021
examination, forty dollars; 1022

~~(D)~~ (4) For application to re-take an examination under 1023
section 4713.24 of the Revised Code by an applicant who has 1024
previously appeared for, but failed to pass, the examination, 1025
~~twenty-one~~ thirty-one dollars and fifty cents; 1026

~~(E)~~ (5) For the issuance of a license under section 1027
4713.28, 4713.30, or 4713.31 of the Revised Code, ~~thirty~~ forty-
five dollars; 1028
1029

~~(F)~~ (6) For the issuance of a license under section 4713.34 1030
of the Revised Code, ~~sixty~~ seventy dollars; 1031

~~(G)~~ (7) For renewal of a license issued under section 1032
4713.28, 4713.30, 4713.31, or 4713.34 of the Revised Code, 1033
~~thirty~~ forty-five dollars; 1034

~~(H)~~ (8) For the issuance or renewal of a cosmetology school 1035
license, two hundred fifty dollars; 1036

~~(I)~~ (9) For the ~~inspection and~~ issuance of a new salon 1037
license or the change of name or ownership of a salon license 1038
under section 4713.41 of the Revised Code, ~~sixty~~ seventy-five 1039
dollars; 1040

~~(J)~~ (10) For the renewal of a salon license under section 1041
4713.41 of the Revised Code, ~~fifty~~ sixty dollars; 1042

~~(K)~~ (11) For the restoration of an expired license that may 1043
be restored pursuant to section 4713.63 of the Revised Code, ~~and~~ 1044

~~in addition to the payments for all an amount equal to the sum~~ 1045
~~of the current license renewal fee and a lapsed renewal fees,~~ 1046
~~thirty fee of forty-five dollars per license renewal period that~~ 1047
has elapsed since the license was last issued or renewed; 1048

~~(L)~~ (12) For the issuance of a duplicate of any license, 1049
~~fifteen-twenty~~ dollars; 1050

~~(M)~~ (13) For the preparation and mailing of a licensee's 1051
records to another state for a reciprocity license, fifty 1052
dollars; 1053

~~(N)~~ (14) For the issuance of a boutique services 1054
registration, ten dollars; 1055

(15) For the processing of any fees related to a check 1056
from a licensee returned to the board for insufficient funds, an 1057
additional ~~twenty-thirty~~ dollars. 1058

(B) The board may establish an installment plan for the 1059
payment of fines and fees and may reduce fees as considered 1060
appropriate by the board. 1061

(C) At the request of a person who is temporarily unable 1062
to pay a fee imposed under division (A) of this section, or on 1063
its own motion, the board may extend the date payment is due by 1064
up to ninety days. If the fee remains unpaid after the date 1065
payment is due, the amount of the fee shall be certified to the 1066
attorney general for collection in the form and manner 1067
prescribed by the attorney general. The attorney general may 1068
assess the collection cost to the amount certified in such a 1069
manner and amount as prescribed by the attorney general. 1070

Sec. 4713.13. Whenever in the judgment of the state board 1071
of cosmetology any ~~person~~ individual has engaged in or is about 1072
to engage in any acts or practices that constitute a violation 1073

of this chapter, or any rule adopted under this chapter, the 1074
board may apply to the appropriate court for an order enjoining 1075
the acts or practices, and upon a showing by the board that the 1076
~~person~~ individual has engaged in the acts or practices, the 1077
court shall grant an injunction, restraining order, or other 1078
order as may be appropriate. 1079

Sec. 4713.14. No ~~person~~ individual shall do any of the 1080
following: 1081

(A) Use fraud or deceit in making application for a 1082
license ~~or, , permit, or registration;~~ 1083

(B) Aid or abet any ~~person~~ individual or entity in any of
the following: 1084
1085

(1) Violating this chapter or a rule adopted under it; 1086

(2) Obtaining a license ~~or, , permit, or registration~~
fraudulently; 1087
1088

(3) Falsely pretending to hold a current, valid license or
permit. 1089
1090

(C) Practice a branch of cosmetology, for pay, free, or 1091
otherwise, without one of the following authorizing the practice 1092
of that branch of cosmetology: 1093

(1) A current, valid license under section 4713.28,
4713.30, or 4713.34 of the Revised Code; 1094
1095

(2) A current, valid temporary pre-examination work permit
issued under section 4713.22 of the Revised Code; 1096
1097

(3) A current, valid temporary special occasion work
permit issued under section 4713.37 of the Revised Code; 1098
1099

(4) A current, valid temporary work permit issued under 1100

rules adopted by the board pursuant to section 4713.08 of the Revised Code; 1101
1102

(5) A current, valid registration under section 4713.69 of the Revised Code. 1103
1104

(D) Employ ~~a person~~ an individual to practice a branch of cosmetology if the ~~person~~ individual does not hold one of the following authorizing the practice of that branch of cosmetology: 1105
1106
1107
1108

(1) A current, valid license under section 4713.28, 4713.30, or 4713.34 of the Revised Code; 1109
1110

(2) A current, valid temporary pre-examination work permit issued under section 4713.22 of the Revised Code; 1111
1112

(3) A current, valid temporary special occasion work permit issued under section 4713.37 of the Revised Code; 1113
1114

(4) A current, valid temporary work permit issued under rules adopted by the board pursuant to section 4713.08 of the Revised Code; 1115
1116
1117

(5) A current, valid registration under section 4713.69 of the Revised Code. 1118
1119

~~(E) Manage a salon without a current, valid license under section 4713.30 or 4713.34 of the Revised Code to manage that type of salon;~~ 1120
1121
1122

~~(F)~~ Except for apprentice instructors and as provided in section 4713.45 of the Revised Code, teach the theory or practice of a branch of cosmetology at a school of cosmetology without either of the following authorizing the teaching of that branch of cosmetology: 1123
1124
1125
1126
1127

- (1) A current, valid license under section 4713.31 or 4713.34 of the Revised Code; 1128
1129
- (2) A current, valid temporary special occasion work permit issued under section 4713.37 of the Revised Code. 1130
1131
- ~~(G)~~ (F) Advertise or operate a glamour photography service in which a branch of cosmetology is practiced unless the ~~person~~ individual practicing the branch of cosmetology holds either of the following authorizing the practice of that branch of cosmetology: 1132
1133
1134
1135
1136
- (1) A current, valid license under section 4713.28, 4713.30, or 4713.34 of the Revised Code; 1137
1138
- (2) A current, valid temporary special occasion work permit issued under section 4713.37 of the Revised Code. 1139
1140
- ~~(H)~~ (G) Advertise or operate a glamour photography service in which a branch of cosmetology is practiced at a location not specified by rules adopted under section 4713.08 of the Revised Code; 1141
1142
1143
1144
- ~~(I)~~ (H) Practice a branch of cosmetology at a salon ~~in~~ which the person rents booth space as an independent contractor without a current, valid independent contractor license issued under section 4713.39 of the Revised Code; 1145
1146
1147
1148
- ~~(J)~~ (I) Operate a salon without a current, valid license under section 4713.41 of the Revised Code; 1149
1150
- ~~(K)~~ (J) Provide cosmetic therapy or massage therapy at a salon for pay, free, or otherwise without a current, valid certificate issued by the state medical board under section 4731.15 of the Revised Code or provide any other professional service at a salon for pay, free, or otherwise without a 1151
1152
1153
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1155

current, valid license or certificate issued by the professional 1156
regulatory board of this state that regulates the profession; 1157

~~(L)~~ (K) Teach a branch of cosmetology at a salon, unless 1158
the ~~person~~ individual receiving the instruction holds either of 1159
the following authorizing the practice of that branch of 1160
cosmetology: 1161

(1) A current, valid license under section 4713.28, 1162
4713.30, or 4713.34 of the Revised Code; 1163

(2) A current, valid temporary pre-examination work permit 1164
issued under section 4713.22 of the Revised Code. 1165

~~(M)~~ (L) Operate a school of cosmetology without a current, 1166
valid license under section 4713.44 of the Revised Code; 1167

~~(N)~~ (M) At a salon or school of cosmetology, do ~~either~~ any 1168
of the following: 1169

(1) Use or possess a cosmetic product containing an 1170
ingredient that the United States food and drug administration 1171
has prohibited by regulation; 1172

(2) Use a cosmetic product in a manner inconsistent with a 1173
restriction established by the United States food and drug 1174
administration by regulation; 1175

(3) Use or possess a liquid nail monomer containing any 1176
trace of methyl methacrylate (MMA). 1177

~~(O)~~ (N) While in charge of a salon or school of 1178
cosmetology, permit any ~~person~~ individual to sleep in, or use 1179
for residential purposes, any room used wholly or in part as the 1180
salon or school of cosmetology; 1181

~~(P)~~ (O) Maintain, as an established place of business for 1182

the practice of one or more of the branches of cosmetology, a 1183
room used wholly or in part for sleeping or residential 1184
purposes; 1185

~~(Q)~~ (P) Operate a tanning facility that is offered to the 1186
public for a fee or other compensation without a current, valid 1187
permit under section 4713.48 of the Revised Code; 1188

(Q) Practice a branch of cosmetology in a location other 1189
than a licensed facility unless otherwise exempted under section 1190
4713.16 or 4713.17 of the Revised Code; 1191

(R) Use any of the services or arts that are part of 1192
cosmetology to treat or attempt to cure a physical or mental 1193
disease or ailment. 1194

Sec. 4713.141. An inspector employed by the state board of 1195
cosmetology may take a sample of a product used or sold in a 1196
salon or school of cosmetology for the purpose of examining the 1197
sample, or causing an examination of the sample to be made, to 1198
determine whether division ~~(N)~~ (M) of section 4713.14 of the 1199
Revised Code has been violated. 1200

Should the results of the test prove that division (M) of 1201
section 4713.14 of the Revised Code has been violated, the board 1202
shall take action in accordance with section 4713.64 of the 1203
Revised Code. A fine imposed under that section shall include 1204
the cost of the test. The person's license may be suspended or 1205
revoked. 1206

Sec. 4713.16. (A) This chapter does not prohibit any of 1207
the following: 1208

~~(A)~~ (1) Practicing a branch of cosmetology without a 1209
license or registration if the ~~person~~ individual does so for 1210
free at the ~~person's~~ individual's home for a family member who 1211

resides in the same household as the ~~person~~individual; 1212

~~(B)~~(2) The retail sale, or trial demonstration by 1213
application to the skin for purposes of retail sale, of 1214
cosmetics, preparations, tonics, antiseptics, creams, lotions, 1215
wigs, or hairpieces without a practicing license or 1216
registration; 1217

~~(C)~~(3) The retailing, at a salon, of cosmetics, 1218
preparations, tonics, antiseptics, creams, lotions, wigs, 1219
hairpieces, clothing, or any other items that pose no risk of 1220
creating unsanitary conditions at the salon; 1221

~~(D)~~(4) The provision of glamour photography services at a 1222
licensed salon if either of the following is the case: 1223

~~(1)~~(a) A branch of cosmetology is not practiced as part 1224
of the services. 1225

~~(2)~~(b) If a branch of cosmetology is practiced as part of 1226
the services, the part of the services that is a branch of 1227
cosmetology is performed by ~~a person~~an individual who holds 1228
either of the following authorizing the ~~person~~individual to 1229
practice that branch of cosmetology: 1230

~~(a)~~(i) A current, valid license under section 4713.28, 1231
4713.30, or 4713.34 of the Revised Code; 1232

~~(b)~~(ii) A current, valid temporary special occasion work 1233
permit issued under section 4713.37 of the Revised Code. 1234

~~(E)~~(5) A student engaging, as a student, in work 1235
connected with a branch of cosmetology taught at the school of 1236
cosmetology at which the student is enrolled; 1237

(B) A student in a career-technical program learning a 1238
branch of cosmetology may continue developing skills in the 1239

respective branch of cosmetology after completing the required 1240
coursework or obtaining a license in the respective branch of 1241
cosmetology by working in the licensed career-technical school 1242
clinic if the student does not receive any compensation. This 1243
allowance terminates upon the graduation of the student from the 1244
career-technical school. 1245

Sec. 4713.17. (A) The following persons are exempt from 1246
the provisions of this chapter, except, as applicable, section 1247
4713.42 of the Revised Code: 1248

(1) All ~~persons~~individuals authorized to practice 1249
medicine, surgery, dentistry, and nursing or any of its branches 1250
in this state; 1251

(2) Commissioned surgical and medical officers of the 1252
United States army, navy, air force, or marine hospital service 1253
when engaged in the actual performance of their official duties, 1254
and attendants attached to same; 1255

(3) Barbers, insofar as their usual and ordinary vocation 1256
and profession is concerned; 1257

(4) Funeral directors, embalmers, and apprentices licensed 1258
or registered under Chapter 4717. of the Revised Code; 1259

(5) Persons who are engaged in the retail sale, cleaning, 1260
or beautification of wigs and hairpieces but who do not engage 1261
in any other act constituting the practice of a branch of 1262
cosmetology; 1263

(6) Volunteers of hospitals, and homes as defined in 1264
section 3721.01 of the Revised Code, who render service to 1265
registered patients and inpatients who reside in such hospitals 1266
or homes. Such volunteers shall not use or work with any 1267
chemical products such as permanent wave, hair dye, or chemical 1268

hair relaxer, which without proper training would pose a health 1269
or safety problem to the patient. 1270

(7) Nurse aides and other employees of hospitals and homes 1271
as defined in section 3721.01 of the Revised Code, who practice 1272
a branch of cosmetology on registered patients only as part of 1273
general patient care services and who do not charge patients 1274
directly on a fee for service basis; 1275

(8) Cosmetic therapists and massage therapists who hold 1276
current, valid certificates to practice cosmetic or massage 1277
therapy issued by the state medical board under section 4731.15 1278
of the Revised Code, to the extent their actions are authorized 1279
by their certificates to practice; 1280

(9) Inmates who provide services related to a branch of 1281
cosmetology to other inmates, except when those services are 1282
provided in a licensed school of cosmetology within a state 1283
correctional institution for females. 1284

(B) The director of rehabilitation and correction shall 1285
oversee the services described in division (A) (9) of this 1286
section with respect to sanitation and adopt rules governing 1287
those types of services provided by inmates. 1288

Sec. 4713.20. ~~(A) Each person-individual who seeks 1289~~
admission to an examination conducted under section 4713.24 of 1290
the Revised Code ~~and each person who seeks a license under this 1291~~
~~chapter shall do all submit both of the following:~~ 1292

~~(1) Submit to the state board of cosmetology a written 1293~~
~~application containing:~~ 1294

~~(A) As part of a license application, proof of the 1295~~
~~following:~~ 1296

~~(a) If the person seeks admission to an examination, that~~ 1297
the ~~person~~ individual satisfies all conditions to obtain the 1298
license for which the examination is conducted, other than the 1299
requirement to have passed the examination; 1300

~~(b) If the person seeks a license, that the person~~ 1301
~~satisfies all conditions for obtaining the license.~~ 1302

~~(2) Pay to the board the applicable fee;~~ 1303

~~(3) Verify by oath that the application is true.~~ 1304

~~(B) An application to operate a salon or school of~~ 1305
~~cosmetology may be submitted by the owner, manager, or person in~~ 1306
~~charge of the salon or school.~~ A set of the individual's biometric 1307
fingerprint scan taken at the board's offices. 1308

Sec. 4713.21. Both of the following may apply again under 1309
section 4713.20 of the Revised Code for admission to an 1310
examination conducted under section 4713.24 of the Revised Code: 1311

(A) ~~A person~~ An individual who failed to appear for an 1312
examination that the ~~person~~ individual was previously scheduled 1313
to take; 1314

(B) ~~A person~~ An individual who appeared for a previously 1315
scheduled examination but failed to pass it. 1316

Sec. 4713.22. (A) The state board of cosmetology shall 1317
issue a temporary pre-examination work permit to ~~a person~~ an 1318
individual who applies under section 4713.20 of the Revised Code 1319
for admission to an examination conducted under division (A) of 1320
section 4713.24 of the Revised Code, if the ~~person~~ individual 1321
satisfies all of the following conditions: 1322

(1) Is seeking a practicing license; 1323

(2) Has not previously failed an examination conducted 1324
under section 4713.24 of the Revised Code to determine the 1325
applicant's fitness to practice the branch of cosmetology for 1326
which the ~~person~~individual seeks a license; 1327

(3) Pays to the board the applicable fee; 1328

(4) Satisfies all other conditions established by rules 1329
adopted under section 4713.08 of the Revised Code. 1330

(B) ~~A person~~An individual issued a temporary pre- 1331
examination work permit may practice the branch of cosmetology 1332
for which the ~~person~~individual seeks a license until the date 1333
the ~~person~~individual is scheduled to take an examination under 1334
section 4713.24 of the Revised Code. The ~~person~~individual shall 1335
practice under the supervision of ~~a person~~an individual holding 1336
a current, valid ~~managing~~ license appropriate for the type of 1337
salon in which the permit holder practices. A temporary pre- 1338
examination work permit is renewable in accordance with rules 1339
adopted under section 4713.08 of the Revised Code. 1340

Sec. 4713.24. (A) The state board of cosmetology shall 1341
conduct an examination for each ~~person~~individual who satisfies 1342
the requirements established by section 4713.20 of the Revised 1343
Code for admission to the examination. Examinations for 1344
licensure for any branch of cosmetology shall assess the ability 1345
of a prospective cosmetology professional to maintain a safe and 1346
sanitary place of service delivery. The board may develop and 1347
administer the appropriate examination or enter into an 1348
agreement with a national testing service to develop the 1349
examination, administer the examination, or both. The 1350
examination shall be specific to the type of license the ~~person~~ 1351
individual seeks and satisfy all of the following conditions: 1352

~~(A)~~ (1) Include both practical demonstrations and written
or oral tests related to the type of license the ~~person~~
individual seeks;

~~(B)~~ (2) Relate only to a branch of cosmetology, ~~managing~~
~~license, or both,~~ but not be confined to any special system or
method;

~~(C)~~ (3) Be consistent in both practical and technical
requirements for the type of license the ~~person~~ individual
seeks;

~~(D)~~ (4) Be of sufficient thoroughness to satisfy the board
as to the ~~person's~~ individual's skill in and knowledge of the
branch of cosmetology, ~~managing license, or both,~~ for which the
examination is conducted.

(B) Not later than two years after the effective date of
this amendment, the board shall create a curriculum and an
examination for individuals seeking licensure to become an
instructor and shall conduct an examination for each individual
who satisfies the requirements established pursuant to section
4713.31 of the Revised Code for admission to the examination.

(C) The board shall adopt rules regarding the equipment or
supplies an individual is required to bring to an examination
described in this section.

(D) The board shall not release the questions developed
for the examinations and the practical demonstrations used in
the testing process, except for the following purposes:

(1) Reviewing or rewriting of any part of the examination
on a periodic basis as prescribed in rules adopted under section
4713.08 of the Revised Code;

(2) Testing of individuals in another state for admission to the profession of cosmetology or any of its branches as required under a contract or by means of a license with that state. 1381
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(E) The examination papers and the scored results of the practical demonstrations of each individual examined by the board shall be open for inspection by the individual or the individual's attorney for at least ninety days following the announcement of the individual's grade, except for papers that under the terms of a contract with a testing service are not available for inspection. On written request of an individual or the individual's attorney made to the board not later than ninety days after announcement of the individual's grade, the board shall have the individual's practical examination papers regraded manually. 1385
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(F) Test materials, examinations, or evaluation tools used in an examination for licensure under this chapter that the board develops or contracts with a private or government entity to administer are not public records under division (A) (1) (v) of section 149.43 or any other section of the Revised Code. 1396
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Sec. 4713.25. (A) The state board of cosmetology may administer a separate ~~managing~~ advanced cosmetologist examination for ~~persons~~ individuals who complete a ~~managing~~ an advanced cosmetologist training course separate from a cosmetologist training course. The board may combine the ~~managing~~ advanced cosmetologist examination with the cosmetologist examination for ~~persons~~ individuals who complete a combined ~~eighteen hundred hour~~ cosmetologist and ~~managing~~ advanced cosmetologist training course. 1401
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(B) The board may administer a separate ~~managing~~ advanced 1410

esthetician examination for ~~persons~~ individuals who complete a ~~a~~ ~~managing~~ ~~an~~ ~~advanced~~ esthetician training course separate from 1411
an esthetician training course. The board may combine the 1412
~~managing~~ ~~advanced~~ esthetician examination with the esthetician 1413
examination for ~~persons~~ individuals who complete a ~~combined~~ 1414
~~seven hundred fifty hour~~ ~~an~~ esthetician and ~~managing~~ ~~advanced~~ 1415
esthetician training course. 1416
1417

(C) The board may administer a separate ~~managing~~ ~~advanced~~ 1418
hair designer examination for ~~persons~~ individuals who complete a ~~a~~ 1419
~~managing~~ ~~an~~ ~~advanced~~ hair designer training course separate from 1420
a hair designer training course. The board may combine the 1421
~~managing~~ ~~advanced~~ hair designer examination with the hair 1422
designer examination for ~~persons~~ individuals who complete a 1423
~~combined one thousand four hundred forty hour~~ hair designer and 1424
~~managing~~ ~~advanced~~ hair designer training course. 1425

(D) The board may administer a separate ~~managing~~ ~~advanced~~ 1426
manicurist examination for ~~persons~~ individuals who complete a ~~a~~ 1427
~~managing~~ ~~an~~ ~~advanced~~ manicurist training course separate from a 1428
manicurist training course. The board may combine the ~~managing~~ ~~1429~~
~~advanced~~ manicurist examination with the manicurist examination 1430
for ~~persons~~ individuals who complete a ~~combined three hundred~~ 1431
~~hour~~ manicurist and ~~managing~~ ~~advanced~~ manicurist training 1432
course. 1433

(E) The board may administer a separate ~~managing~~ ~~advanced~~ 1434
natural hair stylist examination for ~~persons~~ individuals who 1435
complete a ~~managing~~ ~~an~~ ~~advanced~~ natural hair stylist training 1436
course separate from a natural hair stylist training course. The 1437
board may combine the ~~managing~~ ~~advanced~~ natural hair stylist 1438
examination with the natural hair stylist examination for 1439
~~persons~~ individuals who complete a ~~combined six hundred hour~~ 1440

natural hair stylist and ~~managing~~ advanced natural hair stylist 1441
training course. 1442

Sec. 4713.26. Each ~~person~~ individual admitted to an 1443
examination conducted under section 4713.24 of the Revised Code 1444
shall furnish the ~~person's~~ individual's own model. 1445

Sec. 4713.28. (A) The state board of cosmetology shall 1446
issue a practicing license to an applicant who, ~~except as~~ 1447
~~provided in section 4713.30 of the Revised Code,~~ satisfies all 1448
of the following applicable conditions: 1449

~~(A)~~ (1) Is at least sixteen years of age; 1450

~~(B)~~ (2) Is of good moral character; 1451

~~(C)~~ (3) Has the equivalent of an Ohio public school tenth 1452
grade education; 1453

~~(D)~~ (4) Has submitted a written application on a form 1454
furnished by the board that contains all of the following: 1455

(a) The name of the individual and any other identifying 1456
information required by the board; 1457

(b) A recent photograph of the individual that meets the 1458
specifications established by the board; 1459

(c) A photocopy of the individual's current driver's 1460
license or other proof of legal residence; 1461

(d) Proof that the individual is qualified to take the 1462
applicable examination as required by section 4713.20 of the 1463
Revised Code; 1464

(e) An oath verifying that the information in the 1465
application is true; 1466

(f) The applicable application fee. 1467

<u>(5)</u> Passes an examination conducted under <u>division (A) of</u>	1468
section 4713.24 of the Revised Code for the branch of	1469
cosmetology the applicant seeks to practice;	1470
(E) <u>(6)</u> Pays to the board the applicable <u>license</u> fee;	1471
(F) <u>(7)</u> In the case of an applicant for an initial	1472
cosmetologist license, has successfully completed at least	1473
fifteen <u>one thousand five hundred</u> hours of board-approved	1474
cosmetology training in a school of cosmetology licensed in this	1475
state, except that only one thousand hours of board-approved	1476
cosmetology training in a school of cosmetology licensed in this	1477
state is required of a person <u>an individual</u> licensed as a barber	1478
under Chapter 4709. of the Revised Code;	1479
(G) <u>(8)</u> In the case of an applicant for an initial	1480
esthetician license, has successfully completed at least six	1481
hundred hours of board-approved esthetics training in a school	1482
of cosmetology licensed in this state;	1483
(H) <u>(9)</u> In the case of an applicant for an initial hair	1484
designer license, has successfully completed at least one	1485
thousand two hundred hours of board-approved hair designer	1486
training in a school of cosmetology licensed in this state,	1487
except that only one thousand hours of board-approved hair	1488
designer training in a school of cosmetology licensed in this	1489
state is required of a person <u>an individual</u> licensed as a barber	1490
under Chapter 4709. of the Revised Code;	1491
(I) <u>(10)</u> In the case of an applicant for an initial	1492
manicurist license, has successfully completed at least two	1493
hundred hours of board-approved manicurist training in a school	1494
of cosmetology licensed in this state;	1495
(J) <u>(11)</u> In the case of an applicant for an initial natural	1496

hair stylist license, has successfully completed at least four 1497
hundred fifty hours of instruction in subjects relating to 1498
sanitation, scalp care, anatomy, hair styling, communication 1499
skills, and laws and rules governing the practice of 1500
cosmetology~~†~~. 1501

~~(K)~~(B) The board shall not deny a license to any applicant 1502
based on prior incarceration or conviction for any crime. If the 1503
board denies an individual a license or license renewal, the 1504
reasons for such denial shall be put in writing. 1505

Sec. 4713.30. The state board of cosmetology shall issue a~~—~~ 1506
~~managing an advanced~~ license to an applicant who satisfies all 1507
of the following applicable conditions: 1508

(A) Is at least sixteen years of age; 1509

(B) Is of good moral character; 1510

(C) Has the equivalent of an Ohio public school tenth 1511
grade education; 1512

(D) Pays to the board the applicable fee; 1513

(E) Passes the appropriate ~~managing advanced~~ license 1514
examination; 1515

(F) In the case of an applicant for an initial ~~managing—~~ 1516
~~advanced~~ cosmetologist license, does either of the following: 1517

(1) Has a licensed ~~managing advanced~~ cosmetologist or 1518
owner of a licensed beauty salon located in this or another 1519
state certify to the board that the applicant has practiced as a 1520
cosmetologist for at least ~~two one~~ thousand eight hundred hours 1521
in a licensed beauty salon; 1522

(2) Has a school of cosmetology licensed in this state 1523

certify to the board that the applicant has successfully 1524
completed, in addition to the hours required for licensure as a 1525
cosmetologist, at least ~~three~~ one hundred hours of board- 1526
approved ~~managing-advanced~~ cosmetologist training. 1527

(G) In the case of an applicant for an initial ~~managing-~~ 1528
~~advanced~~ esthetician license, does either of the following: 1529

(1) Has the licensed ~~managing-advanced~~ esthetician, 1530
licensed ~~managing-advanced~~ cosmetologist, or owner of a licensed 1531
esthetics salon or licensed beauty salon located in this or 1532
another state certify to the board that the applicant has 1533
practiced esthetics for at least ~~two~~ one thousand eight hundred 1534
hours as an esthetician in a licensed esthetics salon or as a 1535
cosmetologist in a licensed beauty salon; 1536

(2) Has a school of cosmetology licensed in this state 1537
certify to the board that the applicant has successfully 1538
completed, in addition to the hours required for licensure as an 1539
esthetician or cosmetologist, at least one hundred ~~fifty~~ hours 1540
of board-approved ~~managing-advanced~~ esthetician training. 1541

(H) In the case of an applicant for an initial ~~managing-~~ 1542
~~advanced~~ hair designer license, does either of the following: 1543

(1) Has the licensed ~~managing-advanced~~ hair designer, 1544
licensed ~~managing-advanced~~ cosmetologist, or owner of a licensed 1545
hair design salon or licensed beauty salon located in this or 1546
another state certify to the board that the applicant has 1547
practiced hair design for at least ~~two thousand~~ one thousand 1548
eight hundred hours as a hair designer in a licensed hair design 1549
salon or as a cosmetologist in a licensed beauty salon; 1550

(2) Has a school of cosmetology licensed in this state 1551
certify to the board that the applicant has successfully 1552

completed, in addition to the hours required for licensure as a 1553
hair designer or cosmetologist, at least ~~two one hundred forty~~ 1554
hours of board-approved ~~managing advanced~~ hair designer 1555
training. 1556

(I) In the case of an applicant for an initial ~~managing~~ 1557
~~advanced~~ manicurist license, does either of the following: 1558

(1) Has the licensed ~~managing advanced~~ manicurist, 1559
licensed ~~managing advanced~~ cosmetologist, or owner of a licensed 1560
nail salon, licensed beauty salon, or licensed barber shop 1561
located in this or another state certify to the board that the 1562
applicant has practiced manicuring for at least ~~two one thousand~~ 1563
~~eight hundred~~ hours as a manicurist in a licensed nail salon or 1564
licensed barber shop or as a cosmetologist in a licensed beauty 1565
salon or licensed barber shop; 1566

(2) Has a school of cosmetology licensed in this state 1567
certify to the board that the applicant has successfully 1568
completed, in addition to the hours required for licensure as a 1569
manicurist or cosmetologist, at least one hundred hours of 1570
board-approved ~~managing advanced~~ manicurist training. 1571

(J) In the case of an applicant for an initial ~~managing~~ 1572
~~advanced~~ natural hair stylist license, does either of the 1573
following: 1574

(1) Has the licensed ~~managing advanced~~ natural hair 1575
stylist, licensed ~~managing advanced~~ cosmetologist, or owner of a 1576
licensed natural hair style salon or licensed beauty salon 1577
located in this or another state certify to the board that the 1578
applicant has practiced natural hair styling for at least ~~two~~ 1579
~~one thousand eight hundred~~ hours as a natural hair stylist in a 1580
licensed natural hair style salon or as a cosmetologist in a 1581

licensed beauty salon; 1582

(2) Has a school of cosmetology licensed in this state 1583
certify to the board that the applicant has successfully 1584
completed, in addition to the hours required for licensure as 1585
natural hair stylist or cosmetologist, at least one hundred 1586
~~fifty~~ hours of board-approved ~~managing~~advanced natural hair 1587
stylist training. 1588

Sec. 4713.31. The state board of cosmetology shall issue 1589
an instructor license to an applicant who satisfies all of the 1590
following applicable conditions: 1591

(A) Is at least eighteen years of age; 1592

(B) Is of good moral character; 1593

(C) Has the equivalent of an Ohio public school twelfth 1594
grade education; 1595

(D) Pays to the board the applicable fee; 1596

(E) In the case of an applicant for an initial cosmetology 1597
instructor license, holds a current, valid ~~managing~~advanced 1598
cosmetologist license issued in this state and does either of 1599
the following: 1600

(1) Has the licensed ~~managing~~advanced cosmetologist or 1601
owner of the licensed beauty salon in which the applicant has 1602
been employed certify to the board that the applicant has 1603
engaged in the practice of cosmetology in a licensed beauty 1604
salon for at least ~~two~~one thousand eight hundred hours; 1605

(2) Has a school of cosmetology licensed in this state 1606
certify to the board that the applicant has successfully 1607
completed one thousand hours of board-approved cosmetology 1608
instructor training as an apprentice instructor. 1609

(F) In the case of an applicant for an initial esthetics instructor license, holds a current, valid ~~managing-advanced~~ esthetician or ~~managing-advanced~~ cosmetologist license issued in this state and does either of the following:

(1) Has the licensed ~~managing-advanced~~ esthetician, licensed ~~managing-advanced~~ cosmetologist, or owner of the licensed esthetics salon or licensed beauty salon in which the applicant has been employed certify to the board that the applicant has engaged in the practice of esthetics in a licensed esthetics salon or practice of cosmetology in a licensed beauty salon for at least ~~two-one~~ thousand eight hundred hours;

(2) Has a school of cosmetology licensed in this state certify to the board that the applicant has successfully completed at least five hundred hours of board-approved esthetics instructor training as an apprentice instructor.

(G) In the case of an applicant for an initial hair design instructor license, holds a current, valid ~~managing-advanced~~ hair designer or ~~managing-advanced~~ cosmetologist license and does either of the following:

(1) Has the licensed ~~managing-advanced~~ hair designer, licensed ~~managing-advanced~~ cosmetologist, or owner of the licensed hair design salon or licensed beauty salon in which the applicant has been employed certify to the board that the applicant has engaged in the practice of hair design in a licensed hair design salon or practice of cosmetology in a licensed beauty salon for at least ~~two-one~~ thousand eight hundred hours;

(2) Has a school of cosmetology licensed in this state certify to the board that the applicant has successfully

completed at least eight hundred hours of board-approved hair 1639
design instructor's training as an apprentice instructor. 1640

(H) In the case of an applicant for an initial manicurist 1641
instructor license, holds a current, valid ~~managing-advanced~~ 1642
manicurist or ~~managing-advanced~~ cosmetologist license and does 1643
either of the following: 1644

(1) Has the licensed ~~managing-advanced~~ manicurist, 1645
licensed ~~managing-advanced~~ cosmetologist, or owner of the 1646
licensed nail salon or licensed beauty salon in which the 1647
applicant has been employed certify to the board that the 1648
applicant has engaged in the practice of manicuring in a 1649
licensed nail salon or practice of cosmetology in a licensed 1650
beauty salon for at least ~~two-one~~ thousand eight hundred hours; 1651

(2) Has a school of cosmetology licensed in this state 1652
certify to the board that the applicant has successfully 1653
completed at least three hundred hours of board-approved 1654
manicurist instructor training as an apprentice instructor. 1655

(I) In the case of an applicant for an initial natural 1656
hair style instructor license, holds a current, valid ~~managing-~~ 1657
~~advanced~~ natural hair stylist or ~~managing-advanced~~ cosmetologist 1658
license and does either of the following: 1659

(1) Has the licensed ~~managing-advanced~~ natural hair 1660
stylist, licensed ~~managing-advanced~~ cosmetologist, or owner of 1661
the licensed natural hair style salon or licensed beauty salon 1662
in which the applicant has been employed certify to the board 1663
that the applicant has engaged in the practice of natural hair 1664
styling in a licensed natural hair style salon or practice of 1665
cosmetology in a licensed beauty salon for at least ~~two-one~~ 1666
thousand eight hundred hours; 1667

(2) Has a school of cosmetology licensed in this state 1668
certify to the board that the applicant has successfully 1669
completed at least four hundred hours of board-approved natural 1670
hair style instructor training as an apprentice instructor. 1671

(J) In the case of all applicants, has a school of 1672
cosmetology in this state certify to the board that the 1673
applicant has successfully completed courses in educating 1674
students using standards established by the department of 1675
education and approved by the board. 1676

Sec. 4713.34. The state board of cosmetology shall issue a 1677
license to practice a branch of cosmetology, ~~managing license,~~ 1678
or instructor license to an applicant who is licensed or 1679
registered in another state or country to practice that branch 1680
of cosmetology, ~~manage that type of salon,~~ or teach the theory 1681
and practice of that branch of cosmetology, as appropriate, if 1682
all of the following conditions are satisfied: 1683

(A) The applicant satisfies all of the following 1684
conditions: 1685

(1) Is not less than eighteen years of age; 1686

(2) Is of good moral character; 1687

(3) In the case of an applicant for a practicing licensee ~~or~~ 1688
~~managing license,~~ passes an examination conducted under section 1689
4713.24 of the Revised Code for the license the applicant seeks, 1690
unless the applicant satisfies conditions specified in rules 1691
adopted under section 4713.08 of the Revised Code for the board 1692
to issue the applicant a license without taking the examination; 1693

(4) Pays the applicable fee. 1694

(B) At the time the applicant obtained the license or 1695

registration in the other state or country, the requirements in 1696
this state for obtaining the license the applicant seeks were 1697
substantially equal to the other state or country's 1698
requirements. 1699

(C) The jurisdiction that issued the applicant's license 1700
or registration extends similar reciprocity to ~~persons~~ 1701
individuals holding a license issued by the board. 1702

Sec. 4713.35. ~~A person~~ An individual who holds a current, 1703
valid cosmetologist or advanced cosmetologist license issued by 1704
the state board of cosmetology may engage in the practice of one 1705
or more branches of cosmetology as the ~~person~~ individual chooses 1706
in a licensed facility. 1707

~~A person~~ An individual who holds a current, valid 1708
esthetician or advanced esthetician license issued by the board 1709
may engage in the practice of esthetics but no other branch of 1710
cosmetology in a licensed facility. 1711

~~A person~~ An individual who holds a current, valid hair 1712
designer or advanced hair designer license issued by the board 1713
may engage in the practice of hair design but no other branch of 1714
cosmetology in a licensed facility. 1715

~~A person~~ An individual who holds a current, valid 1716
manicurist or advanced manicurist license issued by the board 1717
may engage in the practice of manicuring but no other branch of 1718
cosmetology in a licensed facility. 1719

~~A person~~ An individual who holds a current, valid natural 1720
hair stylist or advanced natural hair stylist license issued by 1721
the board may engage in the practice of natural hair styling but 1722
no other branch of cosmetology in a licensed facility. 1723

~~A person who holds a current, valid managing cosmetologist~~ 1724

~~license issued by the board may manage all types of salons and
engage in the practice of one or more branches of cosmetology as
the person chooses.~~ 1725
1726
1727

~~A person who holds a current, valid managing esthetician
license issued by the board may manage an esthetics salon, but
no other type of salon, and engage in the practice of esthetics,
but no other branch of cosmetology.~~ 1728
1729
1730
1731

~~A person who holds a current, valid managing hair designer
license issued by the board may manage a hair design salon, but
no other type of salon, and engage in the practice of hair
design, but no other branch of cosmetology.~~ 1732
1733
1734
1735

~~A person who holds a current, valid managing manicurist
license issued by the board may manage a nail salon, but no
other type of salon, and engage in the practice of manicuring,
but no other branch of cosmetology.~~ 1736
1737
1738
1739

~~A person who holds a current, valid managing natural hair
stylist license issued by the board may manage a natural hair
style salon, but no other type of salon, and engage in the
practice of natural hair styling, but no other branch of
cosmetology.~~ 1740
1741
1742
1743
1744

~~A person~~ An individual who holds a current, valid 1745
cosmetology instructor license issued by the board may teach the 1746
theory and practice of one or more branches of cosmetology at a 1747
school of cosmetology as the ~~person~~ individual chooses. 1748

~~A person~~ An individual who holds a current, valid 1749
esthetics instructor license issued by the board may teach the 1750
theory and practice of esthetics, but no other branch of 1751
cosmetology, at a school of cosmetology. 1752

~~A person~~ An individual who holds a current, valid hair 1753

design instructor license issued by the board may teach the 1754
theory and practice of hair design, but no other branch of 1755
cosmetology, at a school of cosmetology. 1756

~~A person~~An individual who holds a current, valid 1757
manicurist instructor license issued by the board may teach the 1758
theory and practice of manicuring, but no other branch of 1759
cosmetology, at a school of cosmetology. 1760

~~A person~~An individual who holds a current, valid natural 1761
hair style instructor license issued by the board may teach the 1762
theory and practice of natural hair styling, but no other branch 1763
of cosmetology, at a school of cosmetology. 1764

An individual who holds a current, valid boutique 1765
registration with the board may engage in the practice of 1766
boutique services but no other branch of cosmetology. 1767

Sec. 4713.36. A licensed manicurist or licensed ~~managing-~~ 1768
~~advanced~~ manicurist may engage in the practice of manicuring at 1769
a nail salon or beauty salon licensed under section 4713.41 of 1770
the Revised Code or a barber shop licensed under Chapter 4709. 1771
of the Revised Code. 1772

Sec. 4713.37. (A) The state board of cosmetology may issue 1773
a temporary special occasion work permit to ~~a person~~an 1774
individual who satisfies all of the following conditions: 1775

(1) Has been licensed or registered in another state or 1776
country to practice a branch of cosmetology or teach the theory 1777
and practice of a branch of cosmetology for at least five years; 1778

(2) Is a recognized expert in the practice or teaching of 1779
the branch of cosmetology the ~~person~~individual practices or 1780
teaches; 1781

(3) Is to practice that branch of cosmetology or teach the theory and practice of that branch of cosmetology in this state as part of a promotional or instructional program for not more than the amount of time a temporary special occasion work permit is effective;

(4) Satisfies all other conditions for a temporary special occasion work permit established by rules adopted under section 4713.08 of the Revised Code;

(5) Pays the fee established by rules adopted under section 4713.08 of the Revised Code.

(B) ~~A person~~ An individual issued a temporary special occasion work permit may practice the branch of cosmetology the ~~person~~ individual practices in another state or country, or teach the theory and practice of the branch of cosmetology the ~~person~~ individual teaches in another state or country, until the expiration date of the permit. A temporary special occasion work permit is valid for the period of time specified in rules adopted under section 4713.08 of the Revised Code.

Sec. 4713.39. The state board of cosmetology shall issue a license to engage in the practice of a branch of cosmetology as an independent contractor to an applicant who pays the applicable fee; holds a current, valid license ~~to manage for~~ the type of salon in which the applicant will practice that branch of cosmetology; and satisfies the conditions for the license established by rules adopted under section 4713.08 of the Revised Code.

Sec. 4713.41. The state board of cosmetology shall issue a license to operate a salon, including a boutique salon, to an applicant who pays the applicable fee and affirms that all of

the following conditions will be met: 1811

(A) (1) ~~A person~~ An individual holding a current, valid 1812
~~managing cosmetologist license or license to manage that type of~~ 1813
~~salon has charge of and immediate supervision over~~ or boutique 1814
services registration pertaining to the branch of cosmetology 1815
services performed at the salon or boutique salon, shall have 1816
charge of and immediate supervision over the salon at all times 1817
when the salon is open for business except as permitted under 1818
division (A) (2) of this section. 1819

(2) A business establishment that is engaged primarily in 1820
retail sales but is also licensed as a salon shall have ~~a person~~ 1821
present an individual holding a current, valid ~~managing~~ license 1822
~~for or registration to practice in~~ that type of salon in charge 1823
of and in immediate supervision of the salon during posted or 1824
advertised service hours, if the practice of cosmetology is 1825
restricted to those posted or advertised service hours. 1826

(B) The salon is equipped to do all of the following: 1827

(1) Provide potable running hot and cold water and proper 1828
drainage; 1829

(2) Sanitize all instruments and supplies used in the 1830
branch of cosmetology provided at the salon; 1831

(3) If cosmetic therapy, massage therapy, or other 1832
professional service is provided at the salon under section 1833
4713.42 of the Revised Code, sanitize all instruments and 1834
supplies used in the cosmetic therapy, massage therapy, or other 1835
professional service. 1836

(C) Except as provided in sections 4713.42 and 4713.49 of 1837
the Revised Code, only the branch of cosmetology that the salon 1838
is licensed to provide is practiced at the salon. 1839

(D) The salon is kept in a clean and sanitary condition 1840
and properly ventilated. 1841

(E) No food is sold at the salon in a manner inconsistent 1842
with rules adopted under section 4713.08 of the Revised Code. 1843

(F) A notice that contains a toll-free number and online 1844
process for reporting alleged violations of this chapter, as 1845
prescribed by the board of cosmetology, is posted at the salon 1846
in a common area for all customers of salon services. 1847

Sec. 4713.42. ~~A person~~ An individual holding a current, 1848
valid certificate issued under section 4731.15 of the Revised 1849
Code to provide cosmetic therapy or massage therapy may provide 1850
cosmetic therapy or massage therapy, as appropriate, in a salon. 1851
~~A person~~ An individual holding a current, valid license or 1852
certificate issued by a professional regulatory board of this 1853
state may practice the ~~person's~~ individual's profession in a 1854
salon if the ~~person's~~ individual's profession is authorized by 1855
rules adopted under section 4713.08 of the Revised Code to 1856
practice in a salon. 1857

~~A person~~ An individual providing cosmetic therapy, massage 1858
therapy, or other professional service in a salon pursuant to 1859
this section shall satisfy the standards established by rules 1860
adopted under section 4713.08 of the Revised Code. 1861

Sec. 4713.44. (A) The state board of cosmetology shall 1862
issue a license to operate a school of cosmetology to an 1863
applicant who pays the applicable fee and satisfies all of the 1864
following requirements: 1865

(1) Maintains a course of practical training and technical 1866
instruction for the branch or branches of cosmetology to be 1867
taught at the school equal to the requirements for admission to 1868

an examination under section 4713.24 of the Revised Code that a— 1869
~~person~~an individual must pass to obtain a license to practice 1870
that branch or those branches of cosmetology; 1871

(2) Possesses or makes available apparatus and equipment 1872
sufficient for the ready and full teaching of all subjects of 1873
the curriculum; 1874

(3) Maintains ~~persons~~individuals licensed under section 1875
4713.31 or 4713.34 of the Revised Code to teach the theory and 1876
practice of the branches of cosmetology; 1877

(4) Notifies the board of the enrollment of each new 1878
student, keeps a record devoted to the different practices, 1879
establishes grades, and holds examinations in order to certify 1880
the students' completion of the prescribed course of study 1881
before the issuance of certificates of completion; 1882

(5) In the case of a school of cosmetology that offers 1883
clock hours for the purpose of satisfying minimum hours of 1884
training and instruction, keeps a daily record of the attendance 1885
of each student; 1886

(6) On the date that an apprentice cosmetology instructor 1887
begins cosmetology instructor training at the school, certifies 1888
the name of the apprentice cosmetology instructor to the board 1889
along with the date on which the apprentice's instructor 1890
training began; 1891

(7) Instructs not more than six apprentice cosmetology 1892
instructors at any one time; 1893

(8) Files with the board a good and sufficient surety bond 1894
executed by the ~~person~~individual, firm, or corporation operating 1895
the school of cosmetology as principal and by a surety company 1896
as surety in the amount of ten thousand dollars; provided, that 1897

this requirement does not apply to a vocational or career- 1898
technical school program conducted by a city, exempted village, 1899
local, or joint vocational school district. The bond shall be in 1900
the form prescribed by the board and be conditioned upon the 1901
school's continued instruction in the theory and practice of the 1902
branches of cosmetology. Every bond shall continue in effect 1903
until notice of its termination is given to the board by 1904
registered mail and every bond shall so provide. 1905

(9) Establishes and maintains an internal procedure for 1906
processing complaints filed against the school and for providing 1907
students with instructions on how to file a complaint directly 1908
with the board pursuant to section 4713.641 of the Revised Code. 1909

(B) A school of cosmetology holding a license issued under 1910
division (A) of this section is an educational institution and 1911
is authorized to offer educational programs beyond secondary 1912
education, advanced practice programs, or both in accordance 1913
with rules adopted by the board pursuant to section 4713.08 of 1914
the Revised Code. 1915

(C) A school of cosmetology holding a license to operate a 1916
school of cosmetology on ~~the effective date of this amendment~~ 1917
September 29, 2013, shall establish and maintain an internal 1918
procedure for processing complaints filed against the school and 1919
shall provide each of the school's students with instructions on 1920
how to file a complaint directly with the board pursuant to 1921
section 4713.641 of the Revised Code. 1922

Sec. 4713.45. (A) A school of cosmetology may do the 1923
following: 1924

(1) In accordance with rules adopted under section 4713.08 1925
of the Revised Code, a school of cosmetology operated by a 1926

public entity or a private person may offer clock hours, credit 1927
hours, or competency-based credits, ~~and a school of cosmetology~~ 1928
~~that is operated by a private person may offer clock or credit~~ 1929
~~hours,~~ for the purpose of satisfying minimum hours of training 1930
and instruction; 1931

(2) Allow an apprentice cosmetology instructor the regular 1932
quota of students prescribed by the state board of cosmetology 1933
if a cosmetology instructor is present; 1934

(3) Compensate an apprentice cosmetology instructor; 1935

(4) Subject to division (B) of this section, employ ~~a~~ 1936
~~person~~ an individual who does not hold a current, valid 1937
instructor license to teach subjects related to a branch of 1938
cosmetology. 1939

(B) A school of cosmetology shall have a licensed 1940
cosmetology instructor present when ~~a person~~ an individual 1941
employed pursuant to division (A) (4) of this section teaches at 1942
the school, unless the ~~person~~ individual is one of the 1943
following: 1944

(1) ~~A person~~ An individual with a current, valid teacher's 1945
certificate or educator license issued by the state board of 1946
education; 1947

(2) ~~A person~~ An individual with a bachelor's degree in the 1948
subject the person teaches at the school; 1949

(3) ~~A person~~ An individual also employed by a university 1950
or college to teach the subject the person teaches at the 1951
school. 1952

(C) A school of cosmetology shall annually review the 1953
subjects and coursework required to receive an initial 1954

cosmetology license and advanced license and, in doing so, shall 1955
incorporate standards adopted by the state board of cosmetology 1956
pursuant to division (A) (13) of section 4713.08 of the Revised 1957
Code. 1958

Sec. 4713.48. (A) The state board of cosmetology shall 1959
issue a permit to operate a tanning facility to an applicant if 1960
~~all~~ both of the following conditions are satisfied: 1961

(1) The applicant applies in accordance with the 1962
application process adopted by rules adopted under section 1963
4713.08 of the Revised Code. 1964

(2) The applicant pays to the treasurer of state the fee 1965
established by those rules. 1966

(3) An initial inspection of the premises indicates that 1967
the tanning facility has been installed and will be operated in 1968
accordance with those rules. 1969

(B) A permit holder shall post the permit in a public and 1970
conspicuous place on any premises where the tanning facility is 1971
located. ~~A person~~ An individual shall obtain a separate permit 1972
for each of the premises owned or operated by that ~~person~~ 1973
individual at which the ~~person~~ individual seeks to operate a 1974
tanning facility. 1975

(C) ~~A~~ To continue operating, a permit holder may shall 1976
biennially renew ~~a~~ the permit by the last day of January of each 1977
odd-numbered year ~~upon~~. The board shall renew the permit upon 1978
the holder's payment to the treasurer of state of the biennial 1979
renewal fee. 1980

Sec. 4713.55. Every license issued by the state board of 1981
cosmetology shall be signed by the chairperson and attested by 1982
the executive director ~~thereof~~ of the board, with the seal of the 1983

board attached. 1984

The board shall specify on each practicing license that 1985
the board issues the branch of cosmetology that the license 1986
entitles the holder to practice. The board shall specify on each 1987
~~managing advanced~~ license that the board issues the type of 1988
salon ~~that in which~~ the license entitles the holder to ~~manage~~ 1989
work and the branch of cosmetology that the license entitles the 1990
holder to practice. The board shall specify on each instructor 1991
license that the board issues the branch of cosmetology that the 1992
license entitles the holder to teach. The board shall specify on 1993
each salon license that the board issues the branch of 1994
cosmetology that the license entitles the holder to offer. The 1995
board shall specify on each independent contractor license that 1996
the board issues the branch of cosmetology that the license 1997
entitles the holder to offer within a licensed salon. Such 1998
licenses are prima-facie evidence of the right of the holder to 1999
practice or teach the branch of cosmetology, ~~or manage the type~~ 2000
~~of salon,~~ that the license specifies. 2001

Sec. 4713.56. Every holder of a practicing license, ~~or~~ 2002
~~managing license,~~ instructor license, ~~or~~ independent contractor 2003
license, or boutique service registration issued by the state 2004
board of cosmetology shall ~~display maintain the board-issued,~~ 2005
wallet-sized license ~~in a public and conspicuous place in the~~ 2006
~~place of employment of the holder~~ or electronically generated 2007
license certification or registration and a current government- 2008
issued photo identification that can be produced upon inspection 2009
or request. 2010

Every holder of a license to operate a salon issued by the 2011
board shall display the license in a public and conspicuous 2012
place in the salon. 2013

Every holder of a license to operate a school of
cosmetology issued by the board shall display the license in a
public and conspicuous place in the school.

Every ~~person~~individual who provides cosmetic therapy,
massage therapy, or other professional service in a salon under
section 4713.42 of the Revised Code shall ~~display~~maintain the
~~person's~~individual's professional license or certificate ~~in a~~
~~public and conspicuous place in the room used for the therapy or~~
~~other service~~and a state of Ohio issued photo identification
that can be produced upon inspection or request.

Sec. 4713.57. A license or registration issued by the
state board of cosmetology is valid until the last day of
January of the odd-numbered year following its original issuance
or renewal, unless the license is revoked or suspended prior to
that date. Renewal shall be done in accordance with the standard
renewal procedure of Chapter 4745. of the Revised Code. The
board may refuse to renew a license if the ~~person~~individual
holding the license has an outstanding unpaid fine levied under
section 4713.64 of the Revised Code.

Sec. 4713.58. (A) Except as provided in division (B) of
this section, on payment of the renewal fee and submission of
proof satisfactory to the state board of cosmetology that any
applicable continuing education requirements have been
completed, ~~a person~~an individual currently licensed as:

(1) A cosmetology instructor who has previously been
licensed as a cosmetologist or ~~a managing~~an advanced
cosmetologist, is entitled to the reissuance of a cosmetologist
or ~~managing~~advanced cosmetologist license;

(2) An esthetics instructor who has previously been

licensed as an esthetician or ~~a managing-an advanced~~ 2043
esthetician, is entitled to the reissuance of an esthetician or 2044
~~managing-advanced~~ esthetician license; 2045

(3) A hair design instructor who has previously been 2046
licensed as a hair designer or ~~a managing-an advanced~~ hair 2047
designer, is entitled to the reissuance of a hair designer or 2048
~~managing-advanced~~ hair designer license; 2049

(4) A manicurist instructor who has previously been 2050
licensed as a manicurist or ~~a managing-an advanced~~ manicurist, 2051
is entitled to the reissuance of a manicurist or ~~managing-~~ 2052
~~advanced~~ manicurist license; 2053

(5) A natural hair style instructor who has previously 2054
been licensed as a natural hair stylist or ~~a managing-an~~ 2055
~~advanced~~ natural hair stylist, is entitled to the reissuance of 2056
a natural hair stylist or ~~managing-advanced~~ natural hair stylist 2057
license. 2058

(B) No ~~person-individual~~ is entitled to the reissuance of 2059
a license under division (A) of this section if the license was 2060
revoked or suspended or the ~~person-individual~~ has an outstanding 2061
unpaid fine levied under section 4713.64 of the Revised Code. 2062

Sec. 4713.59. If the state board of cosmetology adopts 2063
rules under section 4713.09 of the Revised Code to establish a 2064
continuing education requirement as a condition of renewal for a 2065
practicing license, ~~managing-advanced~~ license, or instructor 2066
license, the board shall inform each affected licensee of the 2067
continuing education requirement that applies to the next 2068
biennial licensing period by including ~~at that information in the~~ 2069
~~renewal~~ notification ~~in the license renewal application form it~~ 2070
sends the licensee. The notification shall state that the 2071

licensee must complete the continuing education requirement by 2072
the ~~last~~ fifteenth day of January of the next odd-numbered year. 2073

Hours completed in excess of the continuing education 2074
requirement may not be applied to the next biennial licensing 2075
period. 2076

Sec. 4713.60. (A) Except as provided in division (C) of 2077
this section, ~~a person~~ an individual seeking a renewal of a 2078
license to practice a branch of cosmetology, ~~managing advanced~~ 2079
license, or instructor license, or boutique services 2080
registration shall include in the renewal application proof 2081
satisfactory to the board of completion of any applicable 2082
continuing education requirements established by rules adopted 2083
under section 4713.09 of the Revised Code. 2084

(B) If an applicant fails to provide satisfactory proof of 2085
completion of any applicable continuing education requirements, 2086
the board shall notify the applicant that the application is 2087
incomplete. The board shall not renew the license or 2088
registration until the applicant provides satisfactory proof of 2089
completion of any applicable continuing education requirements. 2090
The board may provide the applicant with an extension of up to 2091
ninety days in which to complete the continuing education 2092
requirement. In providing for the extension, the board may 2093
charge the licensee or registrant a fine of up to one hundred 2094
dollars. 2095

(C) The board may waive, or extend the period for 2096
completing, any continuing education requirement if a licensee 2097
or registrant applies to the board and provides proof 2098
satisfactory to the board of being unable to complete the 2099
requirement within the time allowed because of any of the 2100
following: 2101

- (1) An emergency; 2102
- (2) An unusual or prolonged illness; 2103
- (3) Active duty service in any branch of the armed forces 2104
of the United States or a reserve component of the armed forces 2105
of the United States, including the Ohio national guard or the 2106
national guard of any other state. 2107

The board shall determine the period of time during which 2108
each extension is effective and shall inform the applicant. The 2109
board shall also inform the applicant of the continuing 2110
education requirements that must be met to have the license_or 2111
registration renewed. If an extension is granted for less than 2112
one year, the continuing education requirement for that year, in 2113
addition to the required continuing education for the succeeding 2114
year, must be completed in the succeeding year. In all other 2115
cases the board may waive all or part of the continuing 2116
education requirement on a case-by-case basis. Any required 2117
continuing education shall be completed and satisfactory proof 2118
of its completion submitted to the board by a date specified by 2119
the board. Every license ~~which~~ or registration that has not been 2120
renewed ~~in any odd numbered year by the last day of January in~~ 2121
the timeframe specified in section 4713.57 of the Revised Code 2122
and for which the continuing education requirement has not been 2123
waived or extended shall be considered expired. 2124

Sec. 4713.61. (A) If the state board of cosmetology adopts 2125
a continuing education requirement under section 4713.09 of the 2126
Revised Code, it may develop a procedure by which ~~a person an~~ 2127
individual who holds a license to practice a branch of 2128
cosmetology, ~~managing advanced~~ license, or instructor license 2129
and who is not currently engaged in the practice of the branch 2130
of cosmetology, ~~managing a salon,~~ or teaching the theory and 2131

practice of the branch of cosmetology, but who desires to be so 2132
engaged in the future, may apply to the board to have the 2133
~~person's~~ individual's license classified inactive. If the board 2134
develops such a procedure, ~~a person~~ an individual seeking to 2135
have the ~~person's~~ individual's license classified inactive shall 2136
apply to the board on a form provided by the board and pay the 2137
fee established by rules adopted under section 4713.08 of the 2138
Revised Code. 2139

(B) The board shall not restore an inactive license until 2140
the later of the following: 2141

(1) The date that the ~~person~~ individual holding the 2142
license submits proof satisfactory to the board that the ~~person~~ 2143
individual has completed the continuing education that a rule 2144
adopted under section 4713.08 of the Revised Code requires; 2145

(2) The last day of January of the next odd-numbered year 2146
following the year the license is classified inactive. 2147

(C) ~~A person~~ An individual who holds an inactive license 2148
may engage in the practice of a branch of cosmetology if the 2149
~~person~~ individual holds a temporary work permit as specified in 2150
rules adopted by the board under section 4713.08 of the Revised 2151
Code. 2152

Sec. 4713.62. (A) ~~A person~~ An individual holding a 2153
practicing license, ~~managing advanced~~ license, ~~or~~ instructor 2154
license, or boutique services registration may satisfy a 2155
continuing education requirement established by rules adopted 2156
under section 4713.09 of the Revised Code only by completing 2157
continuing education programs approved under division (B) of 2158
this section ~~or developed under division (C) of this section.~~ 2159

(B) The state board of cosmetology shall approve a 2160

continuing education program if all of the following conditions 2161
are satisfied: 2162

(1) The person operating the program submits to the board 2163
a written application for approval. 2164

(2) The person operating the program pays to the board a 2165
fee established by rules adopted under section 4713.08 of the 2166
Revised Code. 2167

(3) The program is operated by an employee, officer, or 2168
director of a nonprofit professional association, college or 2169
university, proprietary continuing education institutions 2170
providing programs approved by the board, vocational school, 2171
postsecondary proprietary school of cosmetology licensed by the 2172
board, salon licensed by the board, or manufacturer of supplies 2173
or equipment used in the practice of a branch of cosmetology. 2174

(4) The program will do at least one of the following: 2175

(a) Enhance the professional competency of the affected 2176
licensees or registrants; 2177

(b) Protect the public; 2178

(c) Educate the affected licensees or registrants in the 2179
application of the laws and rules regulating the practice of a 2180
branch of cosmetology. 2181

(5) The person operating the program provides the board a 2182
tentative schedule of when the program will be available so that 2183
the board can make the schedule readily available to all 2184
licensees and registrants throughout the state. 2185

Sec. 4713.63. A practicing license, ~~managing~~ advanced 2186
license, or instructor license that has not been renewed for any 2187
reason other than because it has been revoked, suspended, or 2188

classified inactive, or because the license holder has been 2189
given a waiver or extension under section 4713.60 of the Revised 2190
Code, is expired. An expired license may be restored if the 2191
~~person~~ individual who held the license meets all of the 2192
following applicable conditions: 2193

(A) Pays to the state board of cosmetology the restoration 2194
~~fee, the current renewal fee, and any applicable late fees~~ 2195
established under section 4713.10 of the Revised Code; 2196

(B) ~~Pays a lapsed renewal fee of forty five dollars per~~ 2197
~~license renewal period that has elapsed since the license was~~ 2198
~~last issued or renewed;~~ 2199

~~(C)~~ In the case of a practicing license or ~~managing~~ 2200
advanced license that has been expired for more than two 2201
consecutive license renewal periods, completes eight hours of 2202
continuing education for each license renewal period that has 2203
elapsed since the license was last issued or renewed, up to a 2204
maximum of twenty-four hours. At least four of those hours shall 2205
include a course pertaining to sanitation and safety methods. 2206

The board shall deposit all fees it receives under 2207
division (B) of this section into the general revenue fund. 2208

Sec. 4713.64. (A) The state board of cosmetology may take 2209
disciplinary action for any of the following: 2210

(1) Failure to comply with the safety, sanitation, and 2211
licensing requirements of this chapter or rules adopted under 2212
it; 2213

(2) Continued practice by ~~a person~~ an individual knowingly 2214
having an infectious or contagious disease; 2215

(3) Habitual drunkenness or addiction to any habit-forming 2216

drug;	2217
(4) Willful false and fraudulent or deceptive advertising;	2218
(5) Falsification of any record or application required to be filed with the board;	2219 2220
(6) Failure to pay a fine or abide by a suspension order issued by the board;	2221 2222
<u>(7) Failure to cooperate with an investigation or inspection;</u>	2223 2224
<u>(8) Failure to respond to a subpoena;</u>	2225
<u>(9) Conviction of or plea of guilty to a violation of section 2905.32 of the Revised Code;</u>	2226 2227
<u>(10) In the case of a salon, any individual's conviction of or plea of guilty to a violation of section 2905.32 of the Revised Code for an activity that took place on the premises of the salon.</u>	2228 2229 2230 2231
(B) On determining that there is cause for disciplinary action, the board may do one or more of the following:	2232 2233
(1) Deny, revoke, or suspend a license or , <u>permit, or registration</u> issued by the board;	2234 2235
(2) Impose a fine;	2236
(3) Require the holder of a license or , <u>permit, or registration</u> to take corrective action courses.	2237 2238
(C) <u>(1) Except as provided in divisions (C) (2) and (3) of this section, the board shall take disciplinary action pursuant to an adjudication under Chapter 119. of the Revised Code.</u>	2239 2240 2241
<u>(2) The board may take disciplinary action without</u>	2242

conducting an adjudication under Chapter 119. of the Revised 2243
Code against an individual or salon who violates division (A) (9) 2244
or (10) of this section. After the board takes such disciplinary 2245
action, the board shall give written notice to the subject of 2246
the disciplinary action of the right to request a hearing under 2247
Chapter 119. of the Revised Code. 2248

(3) In lieu of an adjudication, the board may enter into a 2249
consent agreement with the holder of a license, permit, or 2250
registration. A consent agreement that is ratified by a majority 2251
vote of a quorum of the board members is considered to 2252
constitute the findings and orders of the board with respect to 2253
the matter addressed in the agreement. If the board does not 2254
ratify a consent agreement, the admissions and findings 2255
contained in the agreement are of no effect, and the case shall 2256
be scheduled for adjudication under Chapter 119. of the Revised 2257
Code. 2258

(D) The amount and content of corrective action courses 2259
and other relevant criteria shall be established by the board in 2260
rules adopted under section 4713.08 of the Revised Code. 2261

~~(D)~~ (E) (1) The board may impose a separate fine for each 2262
offense listed in division (A) of this section. The amount of a 2263
the first fine issued for a violation as the result of an 2264
inspection shall be not more than five two hundred fifty dollars 2265
if the violator has not previously been fined for that offense. 2266
Any fines issued for additional violations during such an 2267
inspection shall not be more than one hundred dollars for each 2268
additional violation. The fine shall be not more than one 2269
~~thousand~~ five hundred dollars if the violator has been fined for 2270
the same offense once before. Any fines issued for additional 2271
violations during a second inspection shall not be more than two 2272

hundred dollars for each additional violation. The fine shall be 2273
not more than one thousand ~~five hundred~~ dollars if the violator 2274
has been fined for the same offense two or more times before. 2275
Any fines issued for additional violations during a third 2276
inspection shall not be more than three hundred dollars for each 2277
additional violation. 2278

(2) The board shall issue an order notifying a violator of 2279
a fine imposed under division (E) (1) of this section. The notice 2280
shall specify the date by which the fine is to be paid. The date 2281
shall be less than forty-five days after the board issues the 2282
order. 2283

(3) At the request of a violator who is temporarily unable 2284
to pay a fine, or upon its own motion, the board may extend the 2285
time period within which the violator shall pay the fine up to 2286
ninety days after the date the board issues the order. 2287

(4) If a violator fails to pay a fine by the date 2288
specified in the board's order and does not request an extension 2289
within ten days after the date the board issues the order, or if 2290
the violator fails to pay the fine within the extended time 2291
period as described in division (E) (3) of this section, the 2292
board shall add to the fine an additional penalty equal to ten 2293
per cent of the fine. 2294

(5) If a violator fails to pay a fine within ninety days 2295
after the board issues the order, the board shall add to the 2296
fine interest at a rate specified by the board in rules adopted 2297
under section 4713.08 of the Revised Code. 2298

(6) If the fine, including any interest or additional 2299
penalty, remains unpaid on the ninety-first day after the board 2300
issues an order under division (E) (2) of this section, the 2301

amount of the fine and any interest or additional penalty shall 2302
be certified to the attorney general for collection in the form 2303
and manner prescribed by the attorney general. The attorney 2304
general may assess the collection cost to the amount certified 2305
in such a manner and amount as prescribed by the attorney 2306
general. 2307

(F) In the case of an offense of failure to comply with 2308
division (A) or (B) (2) or (3) of section 4713.50 of the Revised 2309
Code, the board shall impose a fine of five hundred dollars if 2310
the violator has not previously been fined for that offense. If 2311
the violator has previously been fined for the offense, the 2312
board may impose a fine in accordance with this division or take 2313
another action in accordance with division (B) of this section. 2314

~~(E)~~ (G) The board shall notify a licensee or registrant 2315
who is in violation of division (A) of this section and the 2316
owner of the salon in which the conditions constituting the 2317
violation were found. The individual receiving the notice of 2318
violation and the owner of the salon may request a hearing 2319
pursuant to section 119.07 of the Revised Code. If a person—the 2320
individual or owner fails to request a hearing within or enter 2321
into a consent agreement thirty days of—after the date the 2322
board, in accordance with section 119.07 of the Revised Code and 2323
division (J) of this section, notifies the ~~person—individual or~~ 2324
owner of the board's intent to act against the ~~person—individual~~ 2325
or owner under division (A) of this section, the board by a 2326
majority vote of a quorum of the board members may take the 2327
action against the ~~person—individual or owner~~ without holding an 2328
adjudication hearing. 2329

~~(F)~~ (H) The board, after a hearing in accordance with 2330
Chapter 119. of the Revised Code or pursuant to a consent 2331

agreement, may suspend a ~~tanning facility license, permit, or~~ 2332
registration if the ~~owner or operator licensee, permit holder,~~ 2333
or registrant fails to correct an unsafe condition that exists 2334
in violation of the board's rules or fails to cooperate in an 2335
inspection ~~of the tanning facility~~. If a violation of this 2336
chapter or rules adopted under it has resulted in a condition 2337
reasonably believed by an inspector to create an immediate 2338
danger to the health and safety of any ~~person~~ individual using 2339
the ~~tanning facility~~, the inspector may suspend the license or 2340
permit of the facility or the individual responsible for the 2341
violation without a prior hearing until the condition is 2342
corrected or until a hearing in accordance with Chapter 119. of 2343
the Revised Code is held or a consent agreement is entered into 2344
and the board either upholds the suspension or reinstates the 2345
license, permit, or registration. 2346

(I) The board shall not take disciplinary action against 2347
an individual licensed to operate a salon or school of 2348
cosmetology for a violation of this chapter that was committed 2349
by an individual licensed to practice a branch of cosmetology, 2350
while practicing within the salon or school, when the 2351
individual's actions were beyond the control of the salon owner 2352
or school. 2353

(J) In addition to the methods of notification required 2354
under section 119.07 of the Revised Code, the board may send the 2355
notices required under divisions (C) (2), (E) (2), and (G) of this 2356
section by any delivery method that is traceable and requires 2357
that the delivery person obtain a signature to verify that the 2358
notice has been delivered. The board also may send the notices 2359
by electronic mail, provided that the electronic mail delivery 2360
system certifies that a notice has been received. 2361

Sec. 4713.641. Any student or former student of a school 2362
of cosmetology licensed under division (A) of section 4713.44 of 2363
the Revised Code may file a complaint with the state board of 2364
cosmetology alleging that the school has violated division (A) 2365
of section 4713.64 of the Revised Code. The complaint shall be 2366
in writing and signed by the ~~person~~individual bringing the 2367
complaint. Upon receiving a complaint, the board shall initiate 2368
a preliminary investigation to determine whether it is probable 2369
that a violation was committed. If the board determines after 2370
preliminary investigation that it is not probable that a 2371
violation was committed, the board shall notify the ~~person~~ 2372
individual who filed the complaint of the board's findings and 2373
that the board will not issue a formal complaint in the matter. 2374
If the board determines after a preliminary investigation that 2375
it is probable that a violation was committed, the board shall 2376
proceed against the school pursuant to the board's authority 2377
under section 4713.64 of the Revised Code and in accordance with 2378
the hearing and notice requirements prescribed in Chapter 119. 2379
of the Revised Code. 2380

Sec. 4713.66. (A) The state board of cosmetology, on its 2381
own motion or on receipt of a written complaint, may investigate 2382
or inspect the activities or premises of an individual or entity 2383
who is alleged to have violated this chapter or rules adopted 2384
under it, regardless of whether the individual or entity holds a 2385
license or registration issued under this chapter. 2386

(B) If, based on its investigation, the board determines 2387
that there is reasonable cause to believe that an individual or 2388
entity has violated this chapter or rules adopted under it, the 2389
board shall afford the individual or entity an opportunity for a 2390
hearing. Notice shall be given and any hearing conducted in 2391
accordance with Chapter 119. of the Revised Code. 2392

(C) The board shall maintain a transcript of the hearing 2393
and issue a written opinion to all parties, citing its findings 2394
and ground for any action it takes. Any action shall be taken in 2395
accordance with section 4713.64 of the Revised Code. 2396

Sec. 4713.69. (A) The state board of cosmetology shall 2397
issue a boutique services registration to an applicant who 2398
satisfies all of the following applicable conditions: 2399

(1) Is at least sixteen years of age; 2400

(2) Is of good moral character; 2401

(3) Has the equivalent of an Ohio public school tenth 2402
grade education; 2403

(4) Has submitted a written application on a form 2404
prescribed by the board containing all of the following: 2405

(a) The applicant's name and home address; 2406

(b) The applicant's home telephone number and cellular 2407
telephone number, if any; 2408

(c) The applicant's electronic mail address, if any; 2409

(d) The applicant's date of birth; 2410

(e) The address and telephone number where boutique 2411
services will be performed. The address shall not contain a post 2412
office box number. 2413

(f) Whether the applicant has an occupational license, 2414
certification, or registration to provide beauty services in 2415
another state, and if so, what type of license and in what 2416
state; 2417

(g) Whether the applicant has ever had an occupational 2418
license, certification, or registration suspended, revoked, or 2419

<u>denied in any state;</u>	2420
<u>(h) An affidavit providing proof of formal training or</u>	2421
<u>apprenticeship under an individual providing such services.</u>	2422
<u>(5) Pays the registration fee.</u>	2423
<u>(B) The place of business where boutique services are</u>	2424
<u>performed must comply with the safety and sanitation</u>	2425
<u>requirements for licensed salon facilities as described in</u>	2426
<u>section 4713.41 of the Revised Code.</u>	2427
<u>(C) Within six months of the effective date of this</u>	2428
<u>section, the board shall specify the manner by which boutique</u>	2429
<u>services registrants shall fulfill the continuing education</u>	2430
<u>requirements set forth in section 4713.09 of the Revised Code.</u>	2431
Sec. 4713.99. Whoever violates section 4713.14 of the	2432
Revised Code is guilty of a misdemeanor of the fourth degree on	2433
a first offense; on each subsequent offense, such person	2434
<u>individual</u> is guilty of a misdemeanor of the third degree.	2435
Section 2. That existing sections 2925.01, 4713.01,	2436
4713.02, 4713.03, 4713.06, 4713.07, 4713.08, 4713.081, 4713.082,	2437
4713.09, 4713.10, 4713.13, 4713.14, 4713.141, 4713.16, 4713.17,	2438
4713.20, 4713.21, 4713.22, 4713.24, 4713.25, 4713.26, 4713.28,	2439
4713.30, 4713.31, 4713.34, 4713.35, 4713.36, 4713.37, 4713.39,	2440
4713.41, 4713.42, 4713.44, 4713.45, 4713.48, 4713.55, 4713.56,	2441
4713.57, 4713.58, 4713.59, 4713.60, 4713.61, 4713.62, 4713.63,	2442
4713.64, 4713.641, and 4713.99 of the Revised Code are hereby	2443
repealed.	2444
Section 3. Not more than two years after the effective	2445
date of this act, the State Board of Cosmetology shall issue an	2446
advanced license to all individuals holding a valid managing	2447
license for the level of licensure attained by the individual	2448

prior to the effective date of this act. 2449

Section 4. On or before December 31, 2016, the Governor 2450
shall appoint the member of the State Board of Cosmetology who 2451
holds a tanning permit as described in division (A) (9) of 2452
section 4713.02 of the Revised Code. The initial term of office 2453
shall be from the date of appointment until October 31, 2021. 2454

Section 5. Not more than two years after the effective 2455
date of this act the State Board of Cosmetology shall adopt a 2456
rule under Chapter 119. of the Revised Code to specify the 2457
circumstances under which an applicant for a licensure 2458
examination may take the examination before having successfully 2459
completed the minimum number of hours specified under section 2460
4713.28 of the Revised Code for the license. The rule shall 2461
include a provision requiring that a school of cosmetology 2462
confirm the number of hours that have been successfully 2463
completed by the applicant. 2464

Section 6. Notwithstanding division (A) of section 4713.02 2465
of the Revised Code which, as a result of amendments made by 2466
this act, no longer permits an owner or manager of a licensed 2467
salon in which at least one person holding a current, valid 2468
independent contractor license practices a branch of cosmetology 2469
to be appointed to a seat on the Board of Cosmetology, an owner 2470
or manager of such a salon who holds a seat on the Board on the 2471
effective date of this act may retain that seat until the 2472
current term of the seat expires. 2473