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 THE GENERAL ASSEMBLY OF PENNSYLVANIA
 

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# HOUSE BILL

No. 1425 Session of  
2013

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INTRODUCED BY GILLESPIE, MILLARD, HARHAI, MARSICO, COHEN,  
STURLA, LONGIETTI, KILLION, SNYDER, HAGGERTY, FLECK, ROAE,  
PETRI, STERN, MALONEY, KULA, D. COSTA, NEILSON, SCHLEGEL  
CULVER, KORTZ, BARRAR, KNOWLES, TOBASH, GODSHALL, R. MILLER,  
GOODMAN, O'NEILL, WHITE, MICCARELLI, NEUMAN, MOUL, BROOKS,  
HICKERNELL, P. DALEY AND MICOZZIE, MAY 23, 2013

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SENATOR TOMLINSON, CONSUMER PROTECTION AND PROFESSIONAL  
LICENSURE, IN SENATE, AS AMENDED, NOVEMBER 12, 2013

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## AN ACT

1 ~~Amending the act of May 3, 1933 (P.L.242, No.86), entitled, as~~ <--  
2 ~~amended, "An act to promote the public health and safety by~~  
3 ~~providing for examination, licensing and granting of permits~~  
4 ~~for those who desire to engage in the profession of~~  
5 ~~cosmetology; defining cosmetology, and regulating cosmetology~~  
6 ~~salons, schools, students, apprentices, teachers, managers,~~  
7 ~~manicurists and cosmetologists; conferring powers and duties~~  
8 ~~upon the Commissioner of Professional and Occupational~~  
9 ~~Affairs in the Department of State; providing for appeals to~~  
10 ~~certain courts by applicants and licensees; and providing~~  
11 ~~penalties," providing for authorization of school of~~  
12 ~~cosmetology as institution~~  
13 PROVIDING FOR AUTHORIZATION OF CERTAIN SCHOOLS AS INSTITUTIONS <--  
14 of postsecondary education.

15 The General Assembly of the Commonwealth of Pennsylvania  
16 hereby enacts as follows:

17 ~~Section 1. The act of May 3, 1933 (P.L.242, No.86), referred~~ <--  
18 ~~to as the Cosmetology Law, is amended by adding a section to~~  
19 ~~read:~~

20 ~~Section 6.1. Authorization of School of Cosmetology as~~  
21 ~~Institution of Postsecondary Education. A school of cosmetology~~

1 ~~shall be recognized and authorized as an institution of~~  
2 ~~postsecondary education if it meets the following conditions:~~

3 ~~(1) The school admits as regular students only those~~  
4 ~~individuals who are either beyond the age of compulsory~~  
5 ~~education or have a high school diploma or a diploma based on~~  
6 ~~passing general educational development (GED) tests or their~~  
7 ~~equivalent.~~

8 ~~(2) The school is licensed by name and authorized by the~~  
9 ~~Department of State and the board under this act to offer one or~~  
10 ~~more training programs beyond the secondary level.~~

11 Section 2. This act shall take effect in 60 days.

12 SECTION 1. SHORT TITLE.

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13 THIS ACT SHALL BE KNOWN AND MAY BE CITED AS THE HIGHER  
14 EDUCATION ELIGIBILITY ACT.

15 SECTION 2. RECOGNITION.

16 FOR PURPOSES OF ESTABLISHING INSTITUTIONAL ELIGIBILITY UNDER  
17 TITLE IV OF THE HIGHER EDUCATION ACT OF 1965 (PUBLIC LAW 89-329,  
18 79 STAT. 1232), THE SCHOOLS ENUMERATED IN SECTION 3 ARE  
19 RECOGNIZED BY NAME AS EDUCATIONAL INSTITUTIONS BY THE  
20 COMMONWEALTH AND AUTHORIZED TO OPERATE AS EDUCATIONAL  
21 INSTITUTIONS IN THIS COMMONWEALTH IF THEY SATISFY THE FOLLOWING  
22 CONDITIONS:

23 (1) THE SCHOOL ADMITS AS REGULAR STUDENTS ONLY THOSE  
24 INDIVIDUALS WHO ARE ELIGIBLE BEYOND THE AGE OF COMPULSORY  
25 EDUCATION OR HAVE A HIGH SCHOOL DIPLOMA OR A DIPLOMA BASED ON  
26 PASSING GENERAL EDUCATIONAL DEVELOPMENT TESTS OR AN  
27 EQUIVALENT TEST.

28 (2) THE SCHOOL IS LICENSED BY NAME AND AUTHORIZED BY A  
29 STATE LICENSING BOARD, THE DEPARTMENT OF STATE OR THE STATE  
30 BOARD OF EDUCATION, UNDER STATE LAW TO OFFER AT LEAST ONE

1 TRAINING PROGRAM BEYOND THE SECONDARY LEVEL.

2 SECTION 3. SCHOOLS.

3 THE FOLLOWING SCHOOLS ARE INCLUDED UNDER SECTION 2:

4 (1) A LICENSED BARBER SCHOOL UNDER THE ACT OF JUNE 19,  
5 1931 (P.L.589, NO.202), REFERRED TO AS THE BARBERS' LICENSE  
6 LAW.

7 (2) A SCHOOL OF COSMETOLOGY AS DEFINED BY SECTION 1 OF  
8 THE ACT OF MAY 3, 1933 (P.L.242, NO.86), REFERRED TO AS THE  
9 COSMETOLOGY LAW.

10 (3) A SCHOOL WHICH PROVIDES AN APPROVED PROGRAM OF  
11 PROFESSIONAL NURSING UNDER THE ACT OF MAY 22, 1951 (P.L.317,  
12 NO.69), KNOWN AS THE PROFESSIONAL NURSING LAW.

13 (4) A REGIONALLY ACCREDITED COLLEGE OR UNIVERSITY  
14 APPROVED UNDER SECTION 6(B)(2) AND (3) OF THE PROFESSIONAL  
15 NURSING LAW FOR EDUCATION AS A DIETITIAN-NUTRITIONIST.

16 SECTION 20. EFFECTIVE DATE.

17 THIS ACT SHALL TAKE EFFECT IMMEDIATELY.