
SUBSTITUTE HOUSE BILL 2202

State of Washington 58th Legislature 2003 Regular Session

By House Committee on Commerce & Labor (originally sponsored by Representatives McDonald and Conway)

READ FIRST TIME 03/05/03.

1 AN ACT Relating to cosmetology apprenticeship; and amending RCW
2 18.16.020, 18.16.070, 18.16.090, and 18.16.100.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 18.16.020 and 2002 c 111 s 2 are each amended to read
5 as follows:

6 As used in this chapter, the following terms have the meanings
7 indicated unless the context clearly requires otherwise:

8 (1) "Apprenticeship program" means an apprenticeship program
9 approved under chapter 49.04 RCW for the practice of cosmetology,
10 barbering, esthetics, and manicuring.

11 (2) "Apprentice" means a person engaged in an apprenticeship
12 program and who may receive a wage or compensation.

13 (3) "Department" means the department of licensing.

14 ((+2)) (4) "Board" means the cosmetology, barbering, esthetics,
15 and manicuring advisory board.

16 ((+3)) (5) "Director" means the director of the department of
17 licensing or the director's designee.

18 ((+4)) (6) "The practice of cosmetology" means arranging,
19 dressing, cutting, trimming, styling, shampooing, permanent waving,

1 chemical relaxing, straightening, curling, bleaching, lightening,
2 coloring, waxing, tweezing, shaving, and mustache and beard design of
3 the hair of the face, neck, and scalp; temporary removal of superfluous
4 hair by use of depilatories, waxing, or tweezing; manicuring and
5 pedicuring, limited to cleaning, shaping, polishing, decorating, and
6 caring for and treatment of the cuticles and nails of the hands and
7 feet, excluding the application and removal of sculptured or otherwise
8 artificial nails; esthetics limited to toning the skin of the scalp,
9 stimulating the skin of the body by the use of preparations, tonics,
10 lotions, or creams; and tinting eyelashes and eyebrows.

11 ~~((+5))~~ (7) "Cosmetologist" means a person licensed under this
12 chapter to engage in the practice of cosmetology.

13 ~~((+6))~~ (8) "The practice of barbering" means the cutting,
14 trimming, arranging, dressing, curling, shampooing, shaving, and
15 mustache and beard design of the hair of the face, neck, and scalp.

16 ~~((+7))~~ (9) "Barber" means a person licensed under this chapter to
17 engage in the practice of barbering.

18 ~~((+8))~~ (10) "Practice of manicuring" means the cleaning, shaping,
19 polishing, decorating, and caring for and treatment of the cuticles and
20 the nails of the hands or feet, and the application and removal of
21 sculptured or otherwise artificial nails by hand or with mechanical or
22 electrical apparatus or appliances.

23 ~~((+9))~~ (11) "Manicurist" means a person licensed under this
24 chapter to engage in the practice of manicuring.

25 ~~((+10))~~ (12) "Practice of esthetics" means care of the skin by
26 application and use of preparations, antiseptics, tonics, essential
27 oils, or exfoliants, or by any device or equipment, electrical or
28 otherwise, or by wraps, compresses, cleansing, conditioning,
29 stimulation, pore extraction, or product application and removal; the
30 temporary removal of superfluous hair by means of lotions, creams,
31 mechanical or electrical apparatus, appliance, waxing, tweezing, or
32 depilatories; tinting of eyelashes and eyebrows; and lightening the
33 hair, except the scalp, on another person.

34 ~~((+11))~~ (13) "Esthetician" means a person licensed under this
35 chapter to engage in the practice of esthetics.

36 ~~((+12))~~ (14) "Instructor-trainee" means a person who is currently
37 licensed in this state as a cosmetologist, barber, manicurist, or

1 esthetician, and is enrolled in an instructor-trainee curriculum in a
2 school licensed under this chapter.

3 ~~((+13+))~~ (15) "School" means any establishment that offers
4 curriculum of instruction in the practice of cosmetology, barbering,
5 esthetics, manicuring, or instructor-trainee to students and is
6 licensed under this chapter.

7 ~~((+14+))~~ (16) "Student" means a person sixteen years of age or
8 older who is enrolled in a school licensed under this chapter and
9 receives instruction in any of the curricula of cosmetology, barbering,
10 esthetics, manicuring, or instructor-training with or without tuition,
11 fee, or cost, and who does not receive any wage or commission.

12 ~~((+15+))~~ (17) "Instructor" means a person who gives instruction in
13 a school in a curriculum in which he or she holds a license under this
14 chapter, has completed at least five hundred hours of instruction in
15 teaching techniques and lesson planning in a school, and has passed a
16 licensing examination approved or administered by the director. An
17 applicant who holds a degree in education from an accredited
18 postsecondary institution shall upon application be licensed as an
19 instructor to give instruction in a school in a curriculum in which he
20 or she holds a license under this chapter. An applicant who holds an
21 instructional credential from an accredited community or technical
22 college and who has passed a licensing examination approved or
23 administered by the director shall upon application be licensed as an
24 instructor to give instruction in a school in a curriculum in which he
25 or she holds a license under this chapter.

26 ~~((+16+))~~ (18) "Person" means any individual, partnership,
27 professional service corporation, joint stock association, joint
28 venture, or any other entity authorized to do business in this state.

29 ~~((+17+))~~ (19) "Salon/shop" means any building, structure, or any
30 part thereof, other than a school, where the commercial practice of
31 cosmetology, barbering, esthetics, or manicuring is conducted; provided
32 that any person, except employees of a salon/shop, who operates from a
33 salon/shop is required to meet all salon/shop licensing requirements.

34 ~~((+18+))~~ (20) "Crossover training" means training approved by the
35 director as training hours that may be credited to current licensees
36 for similar training received in another profession licensed under this
37 chapter.

38 ~~((+19+))~~ (21) "Approved security" means surety bond.

1 ~~((20))~~ (22) "Personal services" means a location licensed under
2 this chapter where the practice of cosmetology, barbering, manicuring,
3 or esthetics is performed for clients in the client's home, office, or
4 other location that is convenient for the client.

5 ~~((21))~~ (23) "Individual license" means a cosmetology, barber,
6 manicurist, esthetician, or instructor license issued under this
7 chapter.

8 ~~((22))~~ (24) "Location license" means a license issued under this
9 chapter for a salon/shop, school, personal services, or mobile unit.

10 ~~((23))~~ (25) "Mobile unit" is a location license under this
11 chapter where the practice of cosmetology, barbering, esthetics, or
12 manicuring is conducted in a mobile structure. Mobile units must
13 conform to the health and safety standards set by rule under this
14 chapter.

15 ~~((24))~~ (26) "Curriculum" means the courses of study taught at a
16 school, set by rule under this chapter, and approved by the department.
17 After consulting with the board, the director may set by rule a
18 percentage of hours in a curriculum, up to a maximum of ten percent,
19 that could include hours a student receives while training in a
20 salon/shop under a contract approved by the department. Each
21 curriculum must include at least the following required hours:

- 22 (a) Cosmetologist, one thousand six hundred hours;
- 23 (b) Barber, one thousand hours;
- 24 (c) Manicurist, six hundred hours;
- 25 (d) Esthetician, six hundred hours;
- 26 (e) Instructor-trainee, five hundred hours.

27 ~~((25))~~ (27) "Student monthly report" means the student record of
28 daily activities and the number of hours completed in each course of a
29 curriculum that is prepared monthly by the school and provided to the
30 student, audited annually by the department, and kept on file by the
31 school for three years.

32 **Sec. 2.** RCW 18.16.070 and 1984 c 208 s 4 are each amended to read
33 as follows:

34 This chapter shall not apply to persons licensed under other laws
35 of this state who are performing services within their authorized scope
36 of practice and shall not be construed to require a license for

1 students enrolled in a school or an apprentice engaged in an
2 apprenticeship program.

3 **Sec. 3.** RCW 18.16.090 and 2002 c 111 s 6 are each amended to read
4 as follows:

5 Examinations for licensure under this chapter shall be conducted at
6 such times and places as the director determines appropriate.
7 Examinations shall consist of tests designed to reasonably measure the
8 applicant's knowledge of safe and sanitary practices and may also
9 include the applicant's knowledge of this chapter and rules adopted
10 pursuant to this chapter. The director may establish by rule a
11 performance examination in addition to any other examination. The
12 director shall establish by rule the minimum passing score for all
13 examinations and the requirements for reexamination of applicants who
14 fail the examination or examinations. The director may allow an
15 independent person to conduct the examinations at the expense of the
16 applicants.

17 The director shall take steps to ensure that after completion of
18 the required course or apprenticeship program, applicants may promptly
19 take the examination and receive the results of the examination.

20 **Sec. 4.** RCW 18.16.100 and 2002 c 111 s 7 are each amended to read
21 as follows:

22 (1) Upon completion of an application approved by the department
23 and payment of the proper fee, the director shall issue the appropriate
24 license to any person who:

25 (a) Is at least seventeen years of age or older;

26 (b)(i) Has completed and graduated from a school licensed under
27 this chapter in a curriculum approved by the director of sixteen
28 hundred hours of training in cosmetology, one thousand hours of
29 training in barbering, six hundred hours of training in manicuring, six
30 hundred hours of training in esthetics, and/or five hundred hours of
31 training as an instructor-trainee, or has met the requirements in RCW
32 18.16.020 or 18.16.130; or

33 (ii) Has successfully completed an apprenticeship training program;
34 and

35 (c) Has received a passing grade on the appropriate licensing
36 examination approved or administered by the director.

1 (2) A person currently licensed under this chapter may qualify for
2 examination and licensure, after the required examination is passed, in
3 another category if he or she has completed the crossover training
4 course.

5 (3) Upon completion of an application approved by the department,
6 certification of insurance, and payment of the proper fee, the director
7 shall issue a location license to the applicant.

8 (4) The director may consult with the state board of health and the
9 department of labor and industries in establishing training,
10 apprenticeship, and examination requirements.

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