

1 HB274  
2 204855-3  
3 By Representatives Drummond, Hollis, Warren, Rowe, Howard,  
4 Forte, Coleman, Wood (D) and Faulkner  
5 RFD: Boards, Agencies and Commissions  
6 First Read: 02-FEB-21

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ENROLLED, An Act,

Relating to the Alabama Board of Cosmetology and Barbering; to amend Section 34-7B-1, Code of Alabama 1975, and to add Section 34-7B-30 to the Code of Alabama 1975, to provide for the licensure and regulation of mobile salons under the jurisdiction of the board; and to require the board to adopt any necessary rules.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 34-7B-1 of the Code of Alabama 1975, is amended to read as follows:

"§34-7B-1.

"For the purposes of this chapter, the following terms shall have the following meanings:

"(1) APPRENTICE. Any person engaged in learning the practices defined in this chapter including, but not limited to, assisting in the performance of any acts of barbering or cosmetology on the general public under the constant and direct supervision of a person who has held a valid current license issued by the board for at least five years, in a shop licensed by the board.

"(2) BARBERING. The occupation of shaving or trimming the beard, cutting or dressing the hair, giving facial or scalp massages, giving facial or scalp treatment with oils or creams or other preparations made for that

1 purpose, either by hand or by means of mechanical appliances,  
2 singeing and shampooing the hair, dyeing the hair, or  
3 permanently waving or straightening the hair of any living or  
4 deceased person for compensation, as performed by a Class 2  
5 barber.

6 "(3) BOARD. The Alabama Board of Cosmetology and  
7 Barbering.

8 "(4) CLASS 1 BARBER. A person who only does the  
9 following in his or her ordinary course of business: Arranges,  
10 cleans, cuts, or sings the hair of any person or massages,  
11 cleans, stimulates, exercises, or does similar work on the  
12 scalp, face, or neck of any person with the hands, or with  
13 mechanical or electrical apparatus or appliance, or by the use  
14 of cosmetic preparations, antiseptics, tonics, lotions, or  
15 creams. Any one or a combination of the following practices,  
16 when done upon the human body above the seventh cervical  
17 vertebra for cosmetic purposes and not for the treatment of  
18 disease or physical or mental ailments, and when done for  
19 payment, directly or indirectly or without payment for the  
20 public generally: Shaving or trimming the beard or trimming  
21 the hair.

22 "(5) CLASS 2 BARBER. Any person, other than a  
23 student or apprentice, who performs barbering on the general  
24 public for compensation, and who shall satisfy the  
25 qualifications and licensure requirements provided in this

1 chapter for a Class 2 barber. For the purposes of this  
2 chapter, the term barber, standing alone, shall be deemed a  
3 reference to a Class 2 barber.

4 "(6) COSMETOLOGIST. Any person, other than a student  
5 or apprentice, who performs cosmetology on the general public  
6 for compensation, and who shall satisfy the qualifications and  
7 licensure requirements provided in this chapter for a  
8 cosmetologist.

9 "(7) COSMETOLOGY. Any of the practices generally  
10 recognized as beauty culture, hairdressing, or any other  
11 designation engaged in by any person who performs such on the  
12 general public for compensation including, but not limited to,  
13 cleansing, singeing, cutting, arranging, dressing, curling,  
14 braiding, waxing, bleaching, weaving, coloring the hair by  
15 hand or mechanical apparatus, the use of creams, lotions, or  
16 cosmetic preparations, with or without massage, on the scalp,  
17 face, arms, legs, feet, or hands, esthetics practices, nail  
18 technology, manicure, pedicure, or desairology.

19 "(8) ESTHETICIAN. Any person, other than a student  
20 or apprentice, who performs esthetics on the general public  
21 for compensation, and who shall satisfy the qualifications and  
22 licensure requirements provided in this chapter for an  
23 esthetician.

24 "(9) ESTHETICS. The practice of performing acts of  
25 skin care including, but not limited to, facials, body waxing,

1 makeup, and general esthetics procedures on the general public  
2 for compensation.

3 "(10) ESTHETICS/MANICURE. A combination of the  
4 practices of esthetics and manicure.

5 "(11) ESTHETICIAN/MANICURIST. Any person, other than  
6 a student or apprentice, who performs a combination of the  
7 practices of esthetics and manicure on the general public for  
8 compensation, and who shall satisfy the qualifications and  
9 licensure requirements provided in this chapter for an  
10 esthetician/manicurist.

11 "(12) INSTRUCTOR. A licensee who teaches in a  
12 licensed or registered school of barbering or any branch of  
13 cosmetology and completes any applicable requirements for  
14 continuing education.

15 "(13) LICENSE. A document issued by the board which  
16 entitles the holder to practice the profession listed on the  
17 document.

18 "(14) LICENSEE. Any person holding a license issued  
19 pursuant to this chapter.

20 "(15) MANICURE. The practice of beautifying or  
21 grooming the fingernails, toenails, adding nail tips,  
22 extensions, gels, or massaging the hands, forearms, feet, or  
23 lower legs of the general public for compensation.

24 "(16) MANICURIST. Any person, other than a student  
25 or apprentice, who performs the practice of manicure on the

1 general public for compensation, and who shall satisfy the  
2 qualifications and licensure requirements provided in this  
3 chapter for a manicurist.

4 "(17) MANICURE/WAXING. A combination of the  
5 practices of manicure and waxing.

6 "(18) MANICURIST/WAXER. Any person, other than a  
7 student or apprentice, who performs a combination of the  
8 practices of manicure and waxing on the general public for  
9 compensation, and who shall satisfy the qualifications and  
10 licensure requirements provided in this chapter for a  
11 manicurist/waxer.

12 "(19) NATURAL HAIR STYLING. The practice of  
13 cleansing, weaving or interweaving, extending, locking,  
14 braiding, or arranging the hair without cutting, coloring,  
15 permanent waving, relaxing, removing, or chemical treatments.

16 "(20) NATURAL HAIRSTYLIST. Any person, other than a  
17 student, who performs natural hair styling on the general  
18 public for compensation, and who shall satisfy the  
19 qualifications and licensure requirements provided in this  
20 chapter for a natural hairstylist.

21 "(21) SCHOOL. An establishment licensed or  
22 registered by the board to teach any or all of the practices  
23 of barbering or cosmetology.

24 "(22) SHAMPOO ASSISTANT. Any person who is licensed  
25 to perform only the practices of shampooing, cleansing, or

1 applying temporary weekly color rinses to the hair of the  
 2 general public for compensation, and who shall satisfy the  
 3 qualifications and licensure requirements provided in this  
 4 chapter for a shampoo assistant.

5 "(23) SHOP. Any place where barbering or cosmetology  
 6 is practiced including, but not limited to, a mobile salon.  
 7 Only a properly licensed person, who is not an apprentice or a  
 8 student, may operate a shop.

9 "(24) STUDENT. Any person who is engaged in learning  
 10 any practice regulated by this chapter in a school licensed or  
 11 registered pursuant to this chapter, and who, as part of the  
 12 learning process, performs or assists in any practice  
 13 regulated by this chapter under the immediate supervision of  
 14 an instructor who is licensed pursuant to this chapter.

15 "(25) THREADING. The practice of eyebrow removal  
 16 with the use of a loop made of cotton or any other material.

17 "(26) THREADER. Any person engaged in the practice  
 18 of threading on the general public for compensation, and who  
 19 shall satisfy the qualifications and licensure requirements  
 20 provided in this chapter for a threader."

21 Section 2. Section 34-7B-30 is added to the Code of  
 22 Alabama 1975, to read as follows:

23 (a) (1) Beginning January 1, 2022, the board may  
 24 issue a license for the operation of a mobile salon to an  
 25 applicant who submits an application on a form approved by the

1 board, pays required fees as determined by rule of the board,  
2 and is in compliance with this chapter.

3 (2) Requirements that apply to a shop under this  
4 chapter shall apply to mobile salons, except to the extent  
5 that the requirements conflict with rules adopted by the board  
6 under subdivision (1) of subsection (b).

7 (b) By January 1, 2022, the board shall adopt rules  
8 to implement this section including, but not limited to, the  
9 establishment of fees and minimum specifications for the  
10 facilities, technical equipment, environment, supplies,  
11 personnel, operation, ownership, and procedures for the  
12 operation of mobile salons.

13 Section 3. This act shall become effective on the  
14 first day of the third month following its passage and  
15 approval by the Governor, or its otherwise becoming law.



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Speaker of the House of Representatives

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President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in  
and was passed by the House 25-FEB-21.

Jeff Woodard  
Clerk

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Senate 29-APR-21 Passed