

Senate Bill 214

By: Senators Martin of the 9th, Gooch of the 51st, Wilkinson of the 50th and Dugan of the 30th

AS PASSED SENATE

**A BILL TO BE ENTITLED
AN ACT**

1 To amend Chapter 10 of Title 43 of the Official Code of Georgia Annotated, relating to
2 barbers and cosmetologists, so as to change the number of apprenticeship hours required for
3 cosmetologists, hair designers, estheticians, nail technicians, master barbers, and barbers II;
4 to remove other requirements for certificates of registration; to provide for related matters;
5 to repeal conflicting laws; and for other purposes.

6 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

7 **SECTION 1.**

8 Chapter 10 of Title 43 of the Official Code of Georgia Annotated, relating to barbers and
9 cosmetologists, is amended by revising Code Section 43-10-9, relating to application for
10 certificate of registration, as follows:

11 "43-10-9.

12 (a)(1) Any individual desiring to obtain a certificate of registration to enable him or her
13 to engage in the occupation of a cosmetologist shall make application through the
14 division director to the board and shall present proof that he or she has obtained a high
15 school diploma, a general educational development (GED) diploma, or a postsecondary
16 education or college degree. If, after review of the application, it is determined that the
17 applicant is at least 17 years of age; has met the minimum educational requirements; is
18 ~~of good moral character~~; has completed a 1,500 credit hour study course with at least nine
19 months at a board approved school or has served as an apprentice in a beauty shop,
20 beauty salon, or barber shop for a period of at least ~~3,000~~ 1,500 credit hours; has
21 practiced or studied the occupation of a cosmetologist; is possessed of the requisite skill
22 in such occupation to perform properly all the duties of the occupation, including his or
23 her ability in the preparation of tools, in performing the services mentioned in paragraph
24 (7) of Code Section 43-10-1, and in all the duties and services incident thereto; and has
25 passed both a written and a practical examination approved by the board, a certificate of

26 registration shall be issued to him or her entitling him or her to practice as a master
27 cosmetologist.

28 (2) Notwithstanding any other provisions of this subsection, the board shall allow
29 endorsement to an applicant who submits a complete application, along with a fee, and
30 verification that he or she holds an active license or certificate of registration as a
31 cosmetologist or an instructor or teacher of the occupation of a cosmetologist at that level
32 in another state or territory of the United States. The board may establish requirements
33 for endorsement by rules and regulations.

34 (b)(1) Any individual desiring to obtain a certificate of registration to enable him or her
35 to engage in the occupation of a hair designer shall make application through the division
36 director and shall present proof that he or she has obtained a high school diploma, a
37 general educational development (GED) diploma, or a postsecondary education or
38 college degree. If, after review of the application, it is determined that the applicant is
39 at least 17 years of age; has met the minimum educational requirements; ~~is of good moral~~
40 ~~character~~; has completed a 1,325 credit hour study course with at least seven months at
41 a board approved school or has served as an apprentice in a beauty shop, beauty salon,
42 or barber shop for a period of at least ~~2,650~~ 1,325 credit hours; has practiced or studied
43 the occupation of a hair designer; is possessed of the requisite skill in such occupation to
44 perform properly all the duties of the occupation, including his or her ability in the
45 preparation of tools, in performing the services mentioned in paragraph (9) of Code
46 Section 43-10-1, and in all the duties and services incident thereto; and has passed both
47 a written and a practical examination approved by the board, a certificate of registration
48 shall be issued to him or her entitling him or her to practice the occupation of a hair
49 designer.

50 (2) Notwithstanding any other provisions of this subsection, the board shall allow
51 endorsement to an applicant who submits a complete application, along with a fee, and
52 verification that he or she holds an active license or certificate of registration as a hair
53 designer or an instructor or teacher of the occupation of a hair designer in another state
54 or territory of the United States. The board may establish requirements for endorsement
55 by rules or regulations.

56 (c)(1) Any individual desiring to obtain a certificate of registration to enable him or her
57 to engage in the occupation of an esthetician shall make application through the division
58 director to the board and shall present proof that he or she has obtained a high school
59 diploma, a general educational development (GED) diploma, or a postsecondary
60 education or college degree. If, after review of the application, it is determined that the
61 applicant is at least 17 years of age; has met the minimum educational requirements; ~~is~~
62 ~~of good moral character~~; has completed a 1,000 credit hour study course of at least nine

63 months at a board approved school or has served as an apprentice in a beauty shop,
64 beauty salon, or barber shop for a period of at least ~~2,000~~ 1,000 credit hours; has
65 practiced or studied cosmetic skin care as defined in paragraph (8) of Code Section
66 43-10-1; is possessed of the requisite skill to perform properly these services; and has
67 passed a written and a practical examination approved by the board, a certificate of
68 registration shall be issued to the applicant entitling the applicant to practice the
69 occupation of an esthetician.

70 (2) Notwithstanding any other provisions of this subsection, the board shall allow
71 endorsement to an applicant who submits a complete application, along with a fee, and
72 verification that he or she holds an active license or certificate of registration as an
73 esthetician or an instructor or teacher of the occupation of an esthetician in another state
74 or territory of the United States. The board may establish requirements for endorsement
75 by rules or regulations.

76 (d)(1) Any individual desiring to obtain a certificate of registration to enable him or her
77 to engage in the occupation of a nail technician shall make application through the
78 division director to the board and shall present proof that he or she has obtained a high
79 school diploma, a general educational development (GED) diploma, or a postsecondary
80 education or college degree. If, after review of the application, it is determined that the
81 applicant is at least 17 years of age; has met the minimum educational requirements; ~~is~~
82 ~~of good moral character~~; has completed a 525 credit hour study course of at least four
83 months at a board approved school or has served as an apprentice in a beauty shop,
84 beauty salon, or barber shop for a period of at least ~~1,050~~ 525 credit hours; has practiced
85 or studied nail care as defined in paragraph (12) of Code Section 43-10-1; is possessed
86 of the requisite skill to perform properly these services; and has passed both a written and
87 a practical examination approved by the board, a certificate of registration shall be issued
88 to the applicant entitling the applicant to practice the occupation of nail technician.

89 (2) Notwithstanding any other provisions of this subsection, the board shall allow
90 endorsement to an applicant who submits a complete application, along with a fee, and
91 verification that he or she holds an active license or certificate of registration as a nail
92 technician or an instructor or teacher of the occupation of a nail technician in another
93 state or territory of the United States. The board may pass requirements for endorsement
94 by rule.

95 (e)(1) Any person desiring to obtain a certificate of registration to enable him or her to
96 engage in the occupation of a master barber shall make application through the division
97 director to the board and shall present proof that he or she has obtained a high school
98 diploma, a general educational development (GED) diploma, or a postsecondary
99 education or college degree. If, after review of the application, it is determined that the

100 applicant is at least 16 years of age; has met the minimum educational requirements; ~~is~~
 101 ~~of good moral character~~; has completed a 1,500 credit hour study course of at least nine
 102 months at a board approved school or has served as an apprentice in a beauty shop,
 103 beauty salon, or ~~barbershop~~ barber shop for a period of at least ~~3,000~~ 1,500 credit hours;
 104 has practiced or studied barbering; is possessed of the requisite skill to perform properly
 105 these services; and has passed both a written and a practical examination approved by the
 106 board, a certificate of registration shall be issued to the applicant entitling the applicant
 107 to practice barbering as a master barber.

108 (2) Any person desiring to obtain a certificate of registration to enable him or her to
 109 engage in the occupation of a barber II shall make application through the division
 110 director to the board and shall present proof that he or she has obtained a high school
 111 diploma, a general educational development (GED) diploma, or a postsecondary
 112 education or college degree. If, after review of the application, it is determined that the
 113 applicant is at least 16 years of age; has met the minimum educational requirements; ~~is~~
 114 ~~of good moral character~~; has completed a 1,140 credit hour study course of at least seven
 115 months at a board approved school or has served as an apprentice in a beauty shop,
 116 beauty salon, or ~~barbershop~~ barber shop for a period of at least ~~2,280~~ 1,140 credit hours;
 117 has practiced or studied barbering; is possessed of the requisite skill to perform properly
 118 these services; and has passed both a written and a practical examination approved by the
 119 board, a certificate of registration shall be issued to the applicant entitling the applicant
 120 to practice the occupation of barbering at the barber II level.

121 (3) Notwithstanding any other provisions of this subsection, the board shall allow
 122 endorsement to an applicant who submits a complete application, along with a fee, and
 123 verification that he or she holds an active license or certificate of registration as a master
 124 barber or barber II or an instructor or teacher of barbering in another state or territory of
 125 the United States. The board may establish requirements for endorsement by rules and
 126 regulations.

127 (f) Nothing in this Code section shall be construed as preventing an individual from
 128 obtaining a certificate of registration for the occupation of a cosmetologist at the master
 129 level, the hair design level, the esthetician level, or the nail technician level or a certificate
 130 of registration for barbering at the master level or barber II level, if such person obtains his
 131 or her credit hour study at a State Board of Education approved school or a technical
 132 college under the jurisdiction of the Technical College System of Georgia or the
 133 Department of Education rather than at a board approved school.

134 (g)(1) An individual issued a certificate of registration as a master cosmetologist in this
 135 state shall be eligible to take the master barber examination provided for in this Code
 136 section if that person completes a board approved 300 hour prescribed course in an

137 approved cosmetology school, submits a completed application, and pays the proper fees
138 established by the board.

139 (2) An individual issued a certificate of registration as a master barber in this state shall
140 be eligible to take the master cosmetologist examination provided for in this Code section
141 if that person completes a board approved 300 hour prescribed course in an approved
142 cosmetology school, submits a completed application, and pays the proper fees
143 established by the board.

144 (h)(1) On and after July 1, 2015, but prior to July 1, 2018, any individual applying for
145 a certificate of registration pursuant to this Code section shall pass both a board approved
146 written and practical examination within a 24 month period after having obtained the
147 required credit hours or shall be required to repeat all of such required credit hours before
148 retaking the examinations. Should an applicant fail to pass either the written or practical
149 examination, the board or the board's designee shall furnish the applicant a statement in
150 writing, stating in what manner the applicant was deficient.

151 (2) On and after July 1, 2018, any individual applying for a certificate of registration
152 pursuant to this Code section shall pass both a board approved written and practical
153 examination within a 48 month period after having obtained the required credit hours or
154 shall be required to repeat all of such required credit hours before retaking the
155 examinations. Should an applicant fail to pass either the written or practical examination,
156 the board or the board's designee shall furnish the applicant a statement in writing, stating
157 in what manner the applicant was deficient. Board members may attend and observe all
158 written and practical examinations held for licenses or certificates of registration pursuant
159 to this Code section.

160 (i) On and after July 1, 2015, any applicant applying for a certificate of registration
161 pursuant to this Code section who has graduated from an educational program which
162 prepares cosmetologists in another country shall submit to the board a credentials
163 evaluation from a board approved credentials evaluation provider along with his or her
164 application. Upon the board's acceptance of the credentials evaluation, application, and
165 appropriate fee, the applicant shall be approved to sit for the board approved examination,
166 and upon passing the examination, he or she may be approved for a certificate of
167 registration."

168 **SECTION 2.**

169 All laws and parts of laws in conflict with this Act are repealed.