

**SENATE
STATE OF MINNESOTA
NINETY-FIRST SESSION**

S.F. No. 3936

(SENATE AUTHORS: HOUSLEY and Kiffmeyer)

DATE
03/04/2020

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OFFICIAL STATUS
Introduction and first reading
Referred to State Government Finance and Policy and Elections

1.1 A bill for an act
1.2 relating to state government; transferring all responsibilities from the Board of
1.3 Cosmetologist Examiners to the commissioner of health; amending Minnesota
1.4 Statutes 2018, sections 155A.23, by adding a subdivision; 155A.271, subdivision
1.5 2; 214.01, subdivision 3; repealing Minnesota Statutes 2018, section 155A.23,
1.6 subdivision 2.

1.7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.8 Section 1. Minnesota Statutes 2018, section 155A.23, is amended by adding a subdivision
1.9 to read:

1.10 Subd. 2a. **Commissioner.** "Commissioner" means the commissioner of health.

1.11 Sec. 2. Minnesota Statutes 2018, section 155A.271, subdivision 2, is amended to read:

1.12 Subd. 2. **Continuing education providers.** (a) Only a ~~board-licensed~~ school of
1.13 cosmetology licensed under this chapter, a postsecondary institution as defined in section
1.14 136A.103, paragraph (a), or a ~~board-recognized~~ professional association organized under
1.15 chapter 317A may be approved by the ~~board~~ commissioner to offer continuing education
1.16 for credit under subdivision 1, paragraph (a). Continuing education under subdivision 1,
1.17 paragraph (b), may be offered by a:

1.18 (1) ~~board-licensed~~ school of cosmetology licensed under this chapter;

1.19 (2) ~~board-recognized~~ professional association organized under chapter 317A; or

1.20 (3) ~~board-licensed~~ salon licensed under this chapter.

2.1 An approved school or professional association may offer web-based continuing education
 2.2 instruction to achieve maximum involvement of licensees. Continuing education providers
 2.3 are encouraged to offer classes available in foreign language formats.

2.4 (b) ~~Board~~ Commissioner approval of any continuing education provider is valid for one
 2.5 calendar year and is contingent upon submission and preapproval of the lesson plan or plans
 2.6 with learning objectives for the class to be offered and the payment of the application fee
 2.7 in section 155A.25, subdivision 1a, paragraph (d), clause (11). The ~~board~~ commissioner
 2.8 shall maintain a list of approved providers and courses on the ~~board's~~ Department of Health's
 2.9 website. The ~~board~~ commissioner may revoke authorization of a continuing education
 2.10 provider at any time for just cause and the ~~board~~ commissioner may demand return of
 2.11 documents required under subdivision 3.

2.12 Sec. 3. Minnesota Statutes 2018, section 214.01, subdivision 3, is amended to read:

2.13 Subd. 3. **Non-health-related licensing board.** "Non-health-related licensing board"
 2.14 means the Professional Educator Licensing and Standards Board established pursuant to
 2.15 section 122A.07, the Board of Barber Examiners established pursuant to section 154.001,
 2.16 ~~the Board of Cosmetologist Examiners established pursuant to section 155A.20,~~ the Board
 2.17 of Assessors established pursuant to section 270.41, the Board of Architecture, Engineering,
 2.18 Land Surveying, Landscape Architecture, Geoscience, and Interior Design established
 2.19 pursuant to section 326.04, the Private Detective and Protective Agent Licensing Board
 2.20 established pursuant to section 326.33, the Board of Accountancy established pursuant to
 2.21 section 326A.02, and the Peace Officer Standards and Training Board established pursuant
 2.22 to section 626.841.

2.23 Sec. 4. **TRANSFER FROM THE BOARD OF COSMETOLOGIST EXAMINERS**
 2.24 **TO COMMISSIONER OF HEALTH.**

2.25 Minnesota Statutes, section 15.039, applies to the transfer of responsibilities from the
 2.26 Board of Cosmetologist Examiners to the commissioner of health, except that the position
 2.27 of executive director of the Board of Cosmetologist Examiners is not transferred.

2.28 Sec. 5. **REVISOR INSTRUCTION.**

2.29 The revisor of statutes shall change the terms "board" and "executive secretary of the
 2.30 board" to "commissioner of health" or "commissioner" wherever those terms appear in
 2.31 Minnesota Statutes, chapter 155A, and in Minnesota Rules adopted by the Board of
 2.32 Cosmetologist Examiners.

3.1 Sec. 6. **REPEALER.**

3.2 Minnesota Statutes 2018, section 155A.23, subdivision 2, is repealed.

APPENDIX
Repealed Minnesota Statutes: 20-7709

155A.23 DEFINITIONS.

Subd. 2. **Board.** "Board" means the Board of Cosmetologist Examiners.