

SENATE BILL NO. 193—SENATOR HARDY

FEBRUARY 24, 2011

JOINT SPONSORS: ASSEMBLYMEN HARDY AND STEWART

Referred to Committee on Commerce, Labor and Energy

**SUMMARY**—Makes various changes concerning the State Board of Cosmetology and persons and practices regulated by the Board. (BDR 54-637)

**FISCAL NOTE:** Effect on Local Government: No.  
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to cosmetology; revising certain provisions governing schools of cosmetology; establishing the procedures for the licensure of certain persons who engage in the practice of hair braiding and persons who operate an establishment for hair braiding; revising provisions relating to the regulation of sanitary conditions; revising provisions relating to the licensure of various cosmetology professionals and cosmetological establishments; repealing a provision relating to the provision of a surety bond by a school of cosmetology; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

1 Existing law requires the State Board of Cosmetology to determine the  
2 qualifications of applicants for various licenses in cosmetology, requires the Board  
3 to license schools of cosmetology, and authorizes the Board to adopt regulations  
4 governing the sanitary conditions in cosmetological establishments, schools of  
5 cosmetology and in the practice of cosmetology. (NRS 644.090, 644.120)  
6 **Section 6** of this bill: (1) prohibits a school of cosmetology from collecting the  
7 entire amount of the cost for a program at the school of cosmetology from a student  
8 of cosmetology when the student enters into a contract with the school of  
9 cosmetology; (2) authorizes a school of cosmetology to collect certain periodic  
10 payments from students; and (3) requires a school of cosmetology to use the  
11 contract for enrollment that was submitted to and approved by the Board.



\* S B 1 9 3 R 1 \*

12       **Sections 7-9** of this bill establish a new license as a hair braider and set forth  
13 the requirements, including passing certain examinations, that must be met before  
14 the Board may issue such a license to a person. **Section 7** sets forth the  
15 requirements for obtaining such a license for persons who have not previously  
16 practiced hair braiding or who have practiced hair braiding in this State on certain  
17 relatives without accepting compensation. **Section 8** sets forth the requirements for  
18 persons who have practiced hair braiding in another state. **Section 9** sets forth the  
19 scope of the examinations that are required to obtain a license to practice hair  
20 braiding. **Section 24** of this bill provides an exemption from the licensure  
21 requirements for a person who, without accepting compensation, practices hair  
22 braiding on a person who is related within the sixth degree of consanguinity.

23       **Section 10** of this bill establishes a new license for persons who wish to operate  
24 an establishment for hair braiding and sets forth the requirements that must be met  
25 before the Board may issue such a license. **Sections 11-16** of this bill set forth  
26 additional requirements governing an establishment for hair braiding, including,  
27 without limitation, requirements relating to the notice which must be provided to  
28 the Board concerning a change of ownership or location and requirements relating  
29 to the qualifications of the person who must supervise the operation of such an  
30 establishment.

31       Under existing law, the Board is also required to provide for the registration of  
32 any person who engages in the practice of threading, and is authorized to inspect  
33 any facility in which threading is conducted. (NRS 644.331) **Section 22** of this bill  
34 authorizes the Board to include the practice of threading and any facility in which it  
35 is conducted in its regulations regarding sanitary conditions. **Sections 26-31 and 35**  
36 of this bill add United States citizenship or the legal right to remain and work in the  
37 United States to the requirements for applicants seeking licensure by the Board.

38       Existing law requires that schools of cosmetology post with the Board a surety  
39 bond as part of licensure. (NRS 644.383) **Section 43** of this bill repeals that  
40 requirement.

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THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1       **Section 1.** NRS 640C.100 is hereby amended to read as  
2 follows:

3       640C.100 1. The provisions of this chapter do not apply to:

4       (a) A person licensed pursuant to chapter 630, 630A, 631, 632,  
5 633, 634, 634A, 635, 640, 640A or 640B of NRS if the massage  
6 therapy is performed in the course of the practice for which the  
7 person is licensed.

8       (b) A person licensed as a barber or apprentice pursuant to  
9 chapter 643 of NRS if the person is massaging, cleansing or  
10 stimulating the scalp, face, neck or skin within the permissible scope  
11 of practice for a barber or apprentice pursuant to that chapter.

12       (c) A person licensed or registered as an aesthetician, *hair*  
13 *designer, hair braider*, cosmetologist or cosmetologist's apprentice  
14 pursuant to chapter 644 of NRS if the person is massaging,  
15 cleansing or stimulating the scalp, face, neck or skin within the  
16 permissible scope of practice for an aesthetician, *hair designer, hair*



1 **braider**, cosmetologist or cosmetologist's apprentice pursuant to  
2 that chapter.

3 (d) A person who is an employee of an athletic department of  
4 any high school, college or university in this State and who, within  
5 the scope of that employment, practices massage therapy on  
6 athletes.

7 (e) Students enrolled in a school of massage therapy recognized  
8 by the Board.

9 (f) A person who practices massage therapy solely on members  
10 of his or her immediate family.

11 (g) A person who performs any activity in a licensed brothel.

12 2. Except as otherwise provided in subsection 3, the provisions  
13 of this chapter preempt the licensure and regulation of a massage  
14 therapist by a county, city or town, including, without limitation,  
15 conducting a criminal background investigation and examination of  
16 a massage therapist or applicant for a license to practice massage  
17 therapy.

18 3. The provisions of this chapter do not prohibit a county, city  
19 or town from requiring a massage therapist to obtain a license or  
20 permit to transact business within the jurisdiction of the county, city  
21 or town, if the license or permit is required of other persons,  
22 regardless of occupation or profession, who transact business within  
23 the jurisdiction of the county, city or town.

24 4. As used in this section, "immediate family" means persons  
25 who are related by blood, adoption or marriage, within the second  
26 degree of consanguinity or affinity.

27 **Sec. 2.** Chapter 644 of NRS is hereby amended by adding  
28 thereto the provisions set forth as sections 3 to 16, inclusive, of this  
29 act.

30 **Sec. 3.** *"Establishment for hair braiding" means any*  
31 *premises, mobile unit, building or part of a building where hair*  
32 *braiding is practiced, other than a cosmetological establishment.*

33 **Sec. 4.** *"Hair braider" means any person who engages in the*  
34 *practice of hair braiding.*

35 **Sec. 5. 1.** *"Hair braiding" means a natural form of hair*  
36 *manipulation by braiding, cornrowing, extending, lacing, locking,*  
37 *sewing, twisting, weaving or wrapping human hair, natural fibers,*  
38 *synthetic fibers and hair extensions. The practice may be*  
39 *performed by hand or by using simple braiding devices, including,*  
40 *without limitation, clips, combs, hairpins, scissors, needles and*  
41 *thread.*

42 2. *The term includes:*

43 (a) *Cleansing the scalp; and*

44 (b) *The making of customized wigs from natural hair, natural*  
45 *fibers, synthetic fibers and hair extensions.*



1       3. *The term does not include:*

2       (a) *The use of penetrating chemical hair treatments, chemical*  
3 *hair coloring agents, chemical hair straightening agents, chemical*  
4 *hair joining agents, permanent wave styles or chemical hair*  
5 *bleaching agents applied to growing human hair;*

6       (b) *The cutting or growing of human hair, except that the term*  
7 *includes the trimming of hair extensions or sewn weave-in*  
8 *extensions only as applicable to the braiding process; or*

9       (c) *Any other activity set forth in the definition of*  
10 *“cosmetologist” pursuant to NRS 644.023 other than the activities*  
11 *expressly set forth in subsections 1 and 2.*

12       **Sec. 6. 1. A school of cosmetology shall not:**

13       (a) *Collect the entire amount of the cost for a program at the*  
14 *school of cosmetology from a student of cosmetology at the time*  
15 *the student enters into a contract with the school of cosmetology;*  
16 *or*

17       (b) *Except for an initial payment of not more than 25 percent*  
18 *of the total amount of the cost for the program at the school,*  
19 *invoice or collect from a student a periodic payment toward the*  
20 *cost for the quarter of the program at the school of cosmetology*  
21 *until at least 75 percent of the instruction in the curriculum of the*  
22 *immediately preceding quarter of the program has been*  
23 *completed.*

24       2. *A school of cosmetology shall use the contract for the*  
25 *enrollment of a student in a program at the school of cosmetology*  
26 *that was submitted to and approved by the Board, including any*  
27 *revisions approved by the Board pursuant to subsection 3, to*  
28 *contract with the student of cosmetology. The approved contract*  
29 *must include, without limitation:*

30       (a) *A notice indicating that the school of cosmetology is not*  
31 *required to post a surety bond with the Board; and*

32       (b) *A provision indicating that the school of cosmetology is*  
33 *authorized to collect:*

34       (1) *Not more than 25 percent of the total amount of the cost*  
35 *for the program at the school of cosmetology from a student at the*  
36 *time the student enters into the contract with the school of*  
37 *cosmetology; and*

38       (2) *Additional periodic payments in increments of not more*  
39 *than 25 percent of the total amount of the cost for the program for*  
40 *each quarter of the program. This amount may be collected by the*  
41 *school of cosmetology when at least 75 percent of the instruction*  
42 *in the curriculum of the immediately preceding quarter of the*  
43 *program has been completed.*

44       3. *The school of cosmetology shall submit to the Board for its*  
45 *approval a notice detailing any revisions to the approved contract.*



1 *The revisions must be approved by the Board before the school of*  
2 *cosmetology may use the revised contract. The revisions shall be*  
3 *deemed to be approved by the Board if the revisions are not*  
4 *disapproved by the Board within 60 days after their submission to*  
5 *the Board.*

6 **4. The Board:**

7 (a) *Shall respond to any complaints with regard to a contract*  
8 *between a school of cosmetology and a student of cosmetology;*  
9 *and*

10 (b) *If the Board or its staff has reason to believe that a school*  
11 *of cosmetology has not complied with any provisions governing*  
12 *such a contract, may require the school of cosmetology to submit*  
13 *for review its current contract for the enrollment of a student or*  
14 *may conduct an inspection of the school of cosmetology.*

15 **Sec. 7. 1. The Board shall admit to examination as a hair**  
16 **braider, at any meeting of the Board held to conduct**  
17 **examinations, each person who has applied to the Board in proper**  
18 **form and paid the fee, and who:**

19 (a) *Is not less than 18 years of age.*

20 (b) *Is of good moral character.*

21 (c) *Is a citizen of the United States or is lawfully entitled to*  
22 *remain and work in the United States.*

23 (d) *Has successfully completed the 10th grade in school or its*  
24 *equivalent and has submitted to the Board a notarized affidavit*  
25 *establishing the successful completion by the applicant of the 10th*  
26 *grade or its equivalent. Testing for equivalency must be pursuant*  
27 *to state or federal requirements.*

28 (e) *If the person has not practiced hair braiding previously:*

29 (1) *Has completed a minimum of 250 hours of training and*  
30 *education as follows:*

31 (I) *Fifty hours concerning the laws of Nevada and the*  
32 *regulations of the Board relating to cosmetology;*

33 (II) *Seventy-five hours concerning infection control and*  
34 *sanitation;*

35 (III) *Seventy-five hours regarding the health of the*  
36 *scalp and the skin of the human body; and*

37 (IV) *Fifty hours of clinical practice; and*

38 (2) *Has passed the practical demonstration in hair braiding*  
39 *and written tests described in section 9 of this act.*

40 (f) *If the person has practiced hair braiding in this State on a*  
41 *person who is related within the sixth degree of consanguinity*  
42 *without a license and without charging a fee:*

43 (1) *Has submitted to the Board a signed affidavit stating*  
44 *that the person has practiced hair braiding for at least 1 year on*  
45 *such a relative; and*



1           (2) *Has passed the practical demonstration in hair braiding*  
2 *and written tests described in section 9 of this act.*

3           2. *The application submitted pursuant to subsection 1 must*  
4 *be accompanied by:*

5           (a) *Two current photographs of the applicant which are 1 1/2*  
6 *by 1 1/2 inches. The name and address of the applicant must be*  
7 *written on the back of each photograph.*

8           (b) *A copy of one of the following documents as proof of the*  
9 *age of the applicant:*

10           (1) *A driver's license or identification card issued to the*  
11 *applicant by this State or another state, the District of Columbia or*  
12 *any territory of the United States;*

13           (2) *The birth certificate of the applicant;*

14           (3) *The current passport issued to the applicant; or*

15           (4) *A voter registration card issued to the applicant*  
16 *pursuant to NRS 293.517.*

17           **Sec. 8. 1.** *The Board shall admit to examination as a hair*  
18 *braider, at any meeting of the Board held to conduct*  
19 *examinations, each person who has practiced hair braiding in*  
20 *another state, has applied to the Board in proper form and paid a*  
21 *fee of \$200, and who:*

22           (a) *Is not less than 18 years of age.*

23           (b) *Is of good moral character.*

24           (c) *Is a citizen of the United States or is lawfully entitled to*  
25 *remain and work in the United States.*

26           (d) *Has successfully completed the 10th grade in school or its*  
27 *equivalent and has submitted to the Board a notarized affidavit*  
28 *establishing the successful completion by the applicant of the 10th*  
29 *grade or its equivalent. Testing for equivalency must be pursuant*  
30 *to state or federal requirements.*

31           (e) *If the person has practiced hair braiding in another state in*  
32 *accordance with a license issued in that other state:*

33           (1) *Has submitted to the Board proof of the license; and*

34           (2) *Has passed the written tests described in section 9 of*  
35 *this act.*

36           (f) *If the person has practiced hair braiding in another state*  
37 *without a license and it is legal in that state to practice hair*  
38 *braiding without a license:*

39           (1) *Has submitted to the Board a signed affidavit stating*  
40 *that the person has practiced hair braiding for at least 1 year; and*

41           (2) *Has passed the practical demonstration in hair braiding*  
42 *and written tests described in section 9 of this act.*

43           2. *The application submitted pursuant to subsection 1 must*  
44 *be accompanied by:*



1 (a) Two current photographs of the applicant which are 1 1/2  
2 by 1 1/2 inches. The name and address of the applicant must be  
3 written on the back of each photograph.

4 (b) A copy of one of the following documents as proof of the  
5 age of the applicant:

6 (1) A driver's license or identification card issued to the  
7 applicant by this State or another state, the District of Columbia or  
8 any territory of the United States;

9 (2) The birth certificate of the applicant;

10 (3) The current passport issued to the applicant; or

11 (4) A voter registration card issued to the applicant  
12 pursuant to NRS 293.517.

13 **Sec. 9. 1.** The examination for licensure as a hair braider  
14 pursuant to paragraph (e) of subsection 1 of section 8 of this act  
15 must include:

16 (a) A written test on antisepsis, sterilization and sanitation;  
17 and

18 (b) A written test on the laws of Nevada and the regulations of  
19 the Board relating to cosmetology.

20 2. The examination for licensure as a hair braider pursuant  
21 to section 7 or paragraph (f) of subsection 1 of section 8 of this act  
22 must include:

23 (a) The written tests described in subsection 1; and

24 (b) A practical demonstration in hair braiding.

25 **Sec. 10. 1.** Any person wishing to operate an establishment  
26 for hair braiding must apply to the Board for a license, through  
27 the owner, manager or person in charge, upon forms prepared  
28 and furnished by the Board. Each application must contain a  
29 detailed floor plan of the proposed establishment for hair braiding  
30 and proof of any particular requisites for a license provided for in  
31 this chapter, and must be verified by the oath of the maker.

32 2. The applicant must submit the application accompanied by  
33 the required fees for inspection and licensing. After the applicant  
34 has submitted the application, the applicant must contact the  
35 Board and request a verbal review concerning the application to  
36 determine if the establishment for hair braiding complies with the  
37 requirements of this chapter and any regulations adopted by the  
38 Board. If, based on the verbal review, the Board determines that  
39 the establishment for hair braiding meets those requirements, the  
40 Board shall issue to the applicant the required license. Upon  
41 receipt of the license, the applicant must contact the Board to  
42 request the activation of the license. A license issued pursuant to  
43 this subsection is not valid until it is activated. The Board shall  
44 conduct an on-site inspection of the establishment for hair





1 *braiding not later than 90 days after the date on which the license*  
2 *is activated.*

3 *3. The fee for a license for an establishment for hair braiding*  
4 *is \$200. The fee for the initial inspection is \$15. If an additional*  
5 *inspection is necessary, the fee is \$25.*

6 **Sec. 11.** *1. The Board must be notified of any change of*  
7 *ownership, name, services offered or location of an establishment*  
8 *for hair braiding. The establishment may not be operated after*  
9 *the change until a new license is issued. The owner of the*  
10 *establishment must apply to the Board for the license and pay the*  
11 *fees established pursuant to subsection 3 of section 10 of this act.*

12 *2. After a license has been issued for the operation of an*  
13 *establishment for hair braiding, any changes in the physical*  
14 *structure of the establishment must be approved by the Board.*

15 **Sec. 12.** *1. The license of an establishment for hair*  
16 *braiding expires 2 years after the date of issuance or renewal of*  
17 *the license.*

18 *2. If the owner of an establishment for hair braiding fails to*  
19 *pay the required fee for renewal of its license within 90 days after*  
20 *the date of expiration of the license, the establishment must be*  
21 *immediately closed.*

22 **Sec. 13.** *Every holder of a license issued by the Board to*  
23 *operate an establishment for hair braiding shall display the license*  
24 *in plain view of members of the general public in the principal*  
25 *office or place of business of the holder.*

26 **Sec. 14.** *Hair braiding may be practiced in an establishment*  
27 *for hair braiding by licensed hair braiders, hair designers or*  
28 *cosmetologists who are:*

29 *1. Employees of the owner of the establishment; or*

30 *2. Lessees of space from the owner of the establishment.*

31 **Sec. 15.** *An establishment for hair braiding must, at all*  
32 *times, be under the immediate supervision of a licensed hair*  
33 *braider, hair designer or cosmetologist.*

34 **Sec. 16.** *Food or beverages for immediate consumption may*  
35 *be sold in an establishment for hair braiding.*

36 **Sec. 17.** NRS 644.020 is hereby amended to read as follows:

37 644.020 As used in this chapter, unless the context otherwise  
38 requires, the words and terms defined in NRS 644.0205 to  
39 644.0295, inclusive, *and sections 3, 4 and 5 of this act* have the  
40 meanings ascribed to them in those sections.

41 **Sec. 18.** NRS 644.0205 is hereby amended to read as follows:

42 644.0205 1. "Aesthetician" means any person who engages  
43 in the practices of:

44 (a) Beautifying, massaging, cleansing or stimulating the skin of  
45 the human body by the use of cosmetic preparations, antiseptics,





1 tonics, lotions or creams, or any device, electrical or otherwise, for  
2 the care of the skin;

3 (b) Applying cosmetics or eyelashes to any person, tinting  
4 eyelashes and eyebrows, and lightening hair on the body; and

5 (c) Removing superfluous hair from the body of any person by  
6 the use of depilatories, waxing, tweezers or sugaring,

7 but does not include the branches of cosmetology of a  
8 cosmetologist, hair designer, *hair braider*, electrologist or nail  
9 technologist.

10 2. As used in this section, "depilatories" does not include the  
11 practice of threading.

12 **Sec. 19.** NRS 644.024 is hereby amended to read as follows:

13 644.024 "Cosmetology" includes the occupations of a  
14 cosmetologist, aesthetician, electrologist, hair designer, *hair*  
15 *braider*, demonstrator of cosmetics and nail technologist.

16 **Sec. 20.** NRS 644.090 is hereby amended to read as follows:

17 644.090 The Board shall:

18 1. Hold examinations to determine the qualifications of all  
19 applicants for a license, except as otherwise provided in this chapter,  
20 whose applications have been submitted to it in proper form.

21 2. Issue licenses to such applicants as may be entitled thereto.

22 3. License *establishments for hair braiding*, cosmetological  
23 establishments and schools of cosmetology.

24 4. Report to the proper prosecuting officers all violations of  
25 this chapter coming within its knowledge.

26 5. Inspect schools of cosmetology, *establishments for hair*  
27 *braiding* and cosmetological establishments to ensure compliance  
28 with the statutory requirements and adopted regulations of the  
29 Board. This authority extends to any member of the Board or its  
30 authorized employees.

31 **Sec. 21.** NRS 644.110 is hereby amended to read as follows:

32 644.110 The Board shall adopt reasonable regulations:

33 1. For carrying out the provisions of this chapter.

34 2. For conducting examinations of applicants for licenses.

35 3. For governing the recognition of, and the credits to be given  
36 to, the study of cosmetology under a licensed electrologist or in a  
37 school of cosmetology licensed pursuant to the laws of another state  
38 or territory of the United States or the District of Columbia.

39 4. For governing the conduct of schools of cosmetology. The  
40 regulations must include but need not be limited to, provisions:

41 (a) Prohibiting schools from requiring that students purchase  
42 beauty supplies for use in the course of study;

43 (b) Prohibiting schools from deducting earned hours of school  
44 credit or any other compensation earned by a student as a  
45 punishment for misbehavior of the student;



1 (c) Providing for lunch and coffee recesses for students during  
2 school hours; and

3 (d) Allowing a member or an authorized employee of the Board  
4 to review the records of a student's training and attendance.

5 5. Governing the courses of study and practical training  
6 required of persons for treating the skin of the human body.

7 6. For governing the conduct of cosmetological establishments.

8 **7. *As the Board determines are necessary for governing the***  
9 ***conduct of establishments for hair braiding.***

10 **Sec. 22.** NRS 644.120 is hereby amended to read as follows:

11 644.120 1. The Board may adopt such regulations governing  
12 sanitary conditions as it deems necessary with particular reference to  
13 the precautions to be employed to prevent the creating or spreading  
14 of infectious or contagious diseases ***in the practice of hair braiding,***  
15 ***in establishments for hair braiding, in the practice of a***  
16 ***cosmetologist,*** in cosmetological establishments or schools of  
17 cosmetology, ~~for in the practice of a cosmetologist.~~ ***in the practice***  
18 ***of threading and in any facility in this State in which threading is***  
19 ***conducted.***

20 2. No regulation governing sanitary conditions thus adopted  
21 has any effect until it has been approved by the State Board of  
22 Health.

23 3. A copy of all regulations governing sanitary conditions  
24 which are adopted must be furnished to each person to whom a  
25 license is issued for the conduct of a cosmetological establishment,  
26 ***establishment for hair braiding,*** school of cosmetology or practice  
27 of cosmetology.

28 **Sec. 23.** NRS 644.130 is hereby amended to read as follows:

29 644.130 1. The Board shall keep a record containing the  
30 name, known place of business, and the date and number of the  
31 license of every nail technologist, electrologist, aesthetician,  
32 hair designer, ***hair braider,*** demonstrator of cosmetics and  
33 cosmetologist, together with the names and addresses of all  
34 ***establishments for hair braiding,*** cosmetological establishments  
35 and schools of cosmetology licensed pursuant to this chapter. The  
36 record must also contain the facts which the applicants claimed in  
37 their applications to justify their licensure.

38 2. The Board may disclose the information contained in the  
39 record kept pursuant to subsection 1 to:

40 (a) Any other licensing board or agency that is investigating a  
41 licensee.

42 (b) A member of the general public, except information  
43 concerning the home and work address and telephone number of a  
44 licensee.



1       **Sec. 24.** NRS 644.190 is hereby amended to read as follows:

2       644.190 1. It is unlawful for any person to conduct or operate  
3 a cosmetological establishment, *an establishment for hair braiding,*  
4 *a* school of cosmetology or any other place of business in which any  
5 one or any combination of the occupations of cosmetology are  
6 taught or practiced unless the person is licensed in accordance with  
7 the provisions of this chapter.

8       2. Except as otherwise provided in ~~[subsection 4.]~~ *subsections*  
9 *4 and 5,* it is unlawful for any person to engage in, or attempt to  
10 engage in, the practice of cosmetology or any branch thereof,  
11 whether for compensation or otherwise, unless the person is licensed  
12 in accordance with the provisions of this chapter.

13       3. This chapter does not prohibit:

14       (a) Any student in any school of cosmetology established  
15 pursuant to the provisions of this chapter from engaging, in the  
16 school and as a student, in work connected with any branch or any  
17 combination of branches of cosmetology in the school.

18       (b) An electrologist's apprentice from participating in a course  
19 of practical training and study.

20       (c) A person issued a provisional license as an instructor  
21 pursuant to NRS 644.193 from acting as an instructor and accepting  
22 compensation therefor while accumulating the hours of training as a  
23 teacher required for an instructor's license.

24       (d) The rendering of cosmetological services by a person who is  
25 licensed in accordance with the provisions of this chapter, if those  
26 services are rendered in connection with photographic services  
27 provided by a photographer.

28       (e) A registered cosmetologist's apprentice from engaging in the  
29 practice of cosmetology under the immediate supervision of a  
30 licensed cosmetologist.

31       4. A person employed to render cosmetological services in the  
32 course of and incidental to the production of a motion picture,  
33 television program, commercial or advertisement is exempt from the  
34 licensing requirements of this chapter if he or she renders  
35 cosmetological services only to persons who will appear in that  
36 motion picture, television program, commercial or advertisement.

37       5. *A person practicing hair braiding is exempt from the*  
38 *licensing requirements of this chapter applicable to hair braiding*  
39 *if the hair braiding is practiced on a person who is related within*  
40 *the sixth degree of consanguinity and the person does not accept*  
41 *compensation for the hair braiding.*

42       **Sec. 25.** NRS 644.193 is hereby amended to read as follows:

43       644.193 1. The Board may grant a provisional license as an  
44 instructor to a person who:



1 (a) Has successfully completed the 12th grade in school or its  
2 equivalent and submits written verification of the completion of his  
3 or her education;

4 (b) Has practiced as a full-time licensed cosmetologist, hair  
5 designer, *hair braider*, aesthetician or nail technologist for 1 year  
6 and submits written verification of his or her experience;

7 (c) Is licensed pursuant to this chapter;

8 (d) Applies for a provisional license on a form supplied by the  
9 Board;

10 (e) Submits two current photographs of himself or herself; and

11 (f) Has paid the fee established pursuant to subsection 2.

12 2. The Board shall establish and collect a fee of not less than  
13 \$40 and not more than \$75 for the issuance of a provisional license  
14 as an instructor.

15 3. A person issued a provisional license pursuant to this section  
16 may act as an instructor for compensation while accumulating the  
17 number of hours of training required for an instructor's license.

18 4. A provisional license as an instructor expires upon  
19 accumulation by the licensee of the number of hours of training  
20 required for an instructor's license or 1 year after the date of  
21 issuance, whichever occurs first. The Board may grant an extension  
22 of not more than 45 days to those provisional licensees who have  
23 applied to the Board for examination as instructors and are awaiting  
24 examination.

25 **Sec. 26.** NRS 644.200 is hereby amended to read as follows:

26 644.200 The Board shall admit to examination for a license as  
27 a cosmetologist, at any meeting of the Board held to conduct  
28 examinations, any person who has made application to the Board in  
29 proper form and paid the fee, and who before or on the date of the  
30 examination:

31 1. Is not less than 18 years of age.

32 2. Is of good moral character.

33 3. *Is a citizen of the United States or is lawfully entitled to*  
34 *remain and work in the United States.*

35 4. Has successfully completed the 10th grade in school or its  
36 equivalent. Testing for equivalency must be pursuant to applicable  
37 state or federal requirements.

38 ~~4~~ 5. Has had any one of the following:

39 (a) Training of at least 1,800 hours, extending over a school  
40 term of 10 months, in a school of cosmetology approved by the  
41 Board.

42 (b) Practice of the occupation of a cosmetologist for a period of  
43 4 years outside this State.

44 (c) If the applicant is a barber registered pursuant to chapter 643  
45 of NRS, 400 hours of specialized training approved by the Board.



1 (d) Completion of at least 3,600 hours of service as a  
2 cosmetologist's apprentice in a licensed cosmetological  
3 establishment in which all of the occupations of cosmetology are  
4 practiced. The required hours must have been completed during the  
5 period of validity of the certificate of registration as a  
6 cosmetologist's apprentice issued to the person pursuant to  
7 NRS 644.217.

8 **Sec. 27.** NRS 644.203 is hereby amended to read as follows:

9 644.203 The Board shall admit to examination for a license as  
10 an electrologist any person who has made application to the Board  
11 in the proper form and paid the fee, and who before or on the date  
12 set for the examination:

13 1. Is not less than 18 years of age.

14 2. Is of good moral character.

15 3. *Is a citizen of the United States or is lawfully entitled to*  
16 *remain and work in the United States.*

17 4. Has successfully completed the 12th grade in school or its  
18 equivalent.

19 ~~4~~ 5. Has or has completed any one of the following:

20 (a) A minimum training of 500 hours under the immediate  
21 supervision of an approved electrologist in an approved school in  
22 which the practice is taught.

23 (b) Study of the practice for at least 1,000 hours extending over  
24 a period of 5 consecutive months, under an electrologist licensed  
25 pursuant to this chapter, in an approved program for electrologist's  
26 apprentices.

27 (c) A valid electrologist's license issued by a state whose  
28 licensing requirements are equal to or greater than those of this  
29 State.

30 (d) Either training or practice, or a combination of training and  
31 practice, in electrology outside this State for a period specified by  
32 regulations of the Board.

33 **Sec. 28.** NRS 644.204 is hereby amended to read as follows:

34 644.204 The Board shall admit to examination for a license as  
35 a hair designer, at any meeting of the Board held to conduct  
36 examinations, each person who has applied to the Board in proper  
37 form and paid the fee, and who:

38 1. Is not less than 18 years of age.

39 2. Is of good moral character.

40 3. *Is a citizen of the United States or is lawfully entitled to*  
41 *remain and work in the United States.*

42 4. Has successfully completed the 10th grade in school or its  
43 equivalent. Testing for equivalency must be pursuant to state or  
44 federal requirements.

45 ~~4~~ 5. Has had at least one of the following:



1 (a) Training of at least 1,200 hours, extending over a period of 7  
2 consecutive months, in a school of cosmetology approved by the  
3 Board.

4 (b) Practice of the occupation of hair designing for at least 4  
5 years outside this State.

6 (c) If the applicant is a barber registered pursuant to chapter 643  
7 of NRS, 400 hours of specialized training approved by the Board.

8 **Sec. 29.** NRS 644.205 is hereby amended to read as follows:

9 644.205 The Board shall admit to examination for a license as  
10 a nail technologist any person who has made application to the  
11 Board in proper form, paid the fee and who, before or on the date of  
12 the examination:

13 1. Is not less than 18 years of age.

14 2. Is of good moral character.

15 3. *Is a citizen of the United States or is lawfully entitled to*  
16 *remain and work in the United States.*

17 4. Has successfully completed the 10th grade in school or its  
18 equivalent.

19 ~~[4.]~~ 5. Has had any one of the following:

20 (a) Practical training of at least 600 hours under the immediate  
21 supervision of a licensed instructor in a licensed school of  
22 cosmetology in which the practice is taught.

23 (b) Practice as a full-time licensed nail technologist for 1 year  
24 outside the State of Nevada.

25 **Sec. 30.** NRS 644.206 is hereby amended to read as follows:

26 644.206 The Board shall admit to examination for a license as  
27 a demonstrator of cosmetics any person who has made application  
28 to the Board in proper form, paid the fee and:

29 1. Is at least 18 years of age;

30 2. Is of good moral character;

31 3. *Is a citizen of the United States or is lawfully entitled to*  
32 *remain and work in the United States;*

33 4. Has completed a course provided by the Board relating to  
34 sanitation; and

35 ~~[4.]~~ 5. Except as otherwise provided in NRS 622.090, has  
36 received a score of not less than 75 percent on the examination  
37 administered by the Board.

38 **Sec. 31.** NRS 644.207 is hereby amended to read as follows:

39 644.207 The Board shall admit to examination for a license as  
40 an aesthetician any person who has made application to the Board in  
41 proper form, paid the fee and:

42 1. Is at least 18 years of age;

43 2. Is of good moral character;

44 3. *Is a citizen of the United States or is lawfully entitled to*  
45 *remain and work in the United States;*



1     **4.** Has successfully completed the 10th grade in school or its  
2 equivalent; and

3     ~~[4.]~~ **5.** Has received a minimum of 900 hours of training,  
4 which includes theory, modeling and practice, in a licensed school  
5 of cosmetology or who has practiced as a full-time licensed  
6 aesthetician for at least 1 year.

7     **Sec. 32.** NRS 644.220 is hereby amended to read as follows:

8     644.220 1. In addition to the fee for an application, the fees  
9 for examination are:

10    (a) For examination as a cosmetologist, not less than \$75 and  
11 not more than \$200.

12    (b) For examination as an electrologist, not less than \$75 and not  
13 more than \$200.

14    (c) For examination as a hair designer, not less than \$75 and not  
15 more than \$200.

16    (d) *For examination as a hair braider, \$110.*

17    (e) For examination as a nail technologist, not less than \$75 and  
18 not more than \$200.

19    ~~[e)]~~ (f) For examination as an aesthetician, not less than \$75  
20 and not more than \$200.

21    ~~[f)]~~ (g) For examination as an instructor of aestheticians, hair  
22 designers, cosmetology or nail technology, not less than \$75 and not  
23 more than \$200.

24    ~~[→The]~~

25    **2.** *Except as otherwise provided in this subsection, the* fee for  
26 each reexamination is not less than \$75 and not more than \$200.

27    ~~[2.]~~ *The fee for reexamination as a hair braider is \$110.*

28    **3.** In addition to the fee for an application, the fee for  
29 examination or reexamination as a demonstrator of cosmetics is \$75.

30    ~~[3.]~~ **4.** Each applicant referred to in subsections 1 and ~~[2]~~ **3**  
31 shall, in addition to the fees specified therein, pay the reasonable  
32 value of all supplies necessary to be used in the examination.

33    **Sec. 33.** NRS 644.260 is hereby amended to read as follows:

34    644.260 The Board shall issue a license as a cosmetologist,  
35 aesthetician, electrologist, hair designer, *hair braider*, nail  
36 technologist, demonstrator of cosmetics or instructor to each  
37 applicant who:

38    1. Passes a satisfactory examination, conducted by the Board to  
39 determine his or her fitness to practice that occupation of  
40 cosmetology; and

41    2. Complies with such other requirements as are prescribed in  
42 this chapter for the issuance of the license.

43    **Sec. 34.** NRS 644.300 is hereby amended to read as follows:

44    644.300 Every licensed nail technologist, electrologist,  
45 aesthetician, hair designer, *hair braider*, demonstrator of cosmetics





1 or cosmetologist shall, within 30 days after changing his or her  
2 place of business, as designated in the records of the Board, notify  
3 the Secretary of the Board of the new place of business. Upon  
4 receipt of the notification, the Secretary shall make the necessary  
5 change in the records.

6 **Sec. 35.** NRS 644.310 is hereby amended to read as follows:

7 644.310 ~~Upon~~ *Except as otherwise provided in section 8 of*  
8 *this act, upon* application to the Board, accompanied by a fee of  
9 \$200, a person currently licensed in any branch of cosmetology  
10 under the laws of another state or territory of the United States or  
11 the District of Columbia may, without examination, unless the  
12 Board sees fit to require an examination, be granted a license to  
13 practice the occupation in which the applicant was previously  
14 licensed upon proof satisfactory to the Board that the applicant:

15 1. Is not less than 18 years of age.

16 2. Is of good moral character.

17 3. *Is a citizen of the United States or is lawfully entitled to*  
18 *remain and work in the United States.*

19 4. Has successfully completed a nationally recognized written  
20 examination in this State or in the state or territory or the District of  
21 Columbia in which he or she is licensed.

22 ~~4.~~ 5. Is currently licensed in another state or territory or the  
23 District of Columbia.

24 **Sec. 36.** NRS 644.320 is hereby amended to read as follows:

25 644.320 1. The license of every cosmetologist, aesthetician,  
26 electrologist, hair designer, *hair braider*, nail technologist,  
27 demonstrator of cosmetics and instructor expires:

28 (a) If the last name of the licensee begins with the letter "A"  
29 through the letter "M," on the date of birth of the licensee in the next  
30 succeeding odd-numbered year or such other date in that year as  
31 specified by the Board.

32 (b) If the last name of the licensee begins with the letter "N"  
33 through the letter "Z," on the date of birth of the licensee in the next  
34 succeeding even-numbered year or such other date in that year as  
35 specified by the Board.

36 2. The Board shall adopt regulations governing the proration of  
37 the fee required for initial licenses , *other than initial licenses as a*  
38 *hair braider*, issued for less than 1 1/2 years.

39 3. *Except as otherwise provided in this section, the fee for an*  
40 *initial license as a hair braider is \$70. The fee for an initial license*  
41 *as a hair braider issued by the Board for:*

42 (a) *At least a portion of 1 month but less than 6 months is*  
43 *\$17.50.*

44 (b) *Six months or more but less than 12 months is \$35.00.*

45 (c) *Twelve months or more but less than 18 months is \$52.50.*



1 **Sec. 37.** NRS 644.325 is hereby amended to read as follows:

2 644.325 1. An application for renewal of any license issued  
3 pursuant to this chapter must be:

- 4 (a) Made on a form prescribed and furnished by the Board;  
5 (b) Made on or before the date for renewal specified by the  
6 Board;  
7 (c) Accompanied by the fee for renewal; and  
8 (d) Accompanied by all information required to complete the  
9 renewal.

10 2. The fees for renewal are:

11 (a) For nail technologists, electrologists, aestheticians, hair  
12 designers, demonstrators of cosmetics and cosmetologists, not less  
13 than \$50 and not more than \$100.

14 (b) *For hair braiders, \$70.*

15 (c) For instructors, not less than \$60 and not more than \$100.

16 ~~[(e)]~~ (d) For cosmetological establishments, not less than \$100  
17 and not more than \$200.

18 ~~[(d)]~~ (e) *For establishments for hair braiding, \$70.*

19 (f) For schools of cosmetology, not less than \$500 and not more  
20 than \$800.

21 3. For each month or fraction thereof after the date for renewal  
22 specified by the Board in which a license is not renewed, there must  
23 be assessed and collected at the time of renewal a penalty of \$50 for  
24 a school of cosmetology and \$20 for *an establishment for hair*  
25 *braiding*, a cosmetological establishment and all persons licensed  
26 pursuant to this chapter.

27 4. An application for the renewal of a license as a  
28 cosmetologist, hair designer, *hair braider*, aesthetician,  
29 electrologist, nail technologist, demonstrator of cosmetics or  
30 instructor must be accompanied by two current photographs of the  
31 applicant which are 1 1/2 by 1 1/2 inches. The name and address of  
32 the applicant must be written on the back of each photograph.

33 5. Before a person applies for the renewal of a license on or  
34 after January 1, 2011, as a cosmetologist, hair designer, *hair*  
35 *braider*, aesthetician, electrologist, nail technologist or demonstrator  
36 of cosmetics, the person must complete at least 4 hours of  
37 instruction relating to infection control in a professional course or  
38 seminar approved by the Board.

39 **Sec. 38.** NRS 644.330 is hereby amended to read as follows:

40 644.330 1. A nail technologist, electrologist, aesthetician,  
41 hair designer, *hair braider*, cosmetologist, demonstrator of  
42 cosmetics or instructor whose license has expired may have his or  
43 her license renewed only upon payment of all required fees and  
44 submission of all information required to complete the renewal.



1 2. Any nail technologist, electrologist, aesthetician, hair  
2 designer, *hair braider*, cosmetologist, demonstrator of cosmetics or  
3 instructor who retires from practice for more than 1 year may have  
4 his or her license restored only upon payment of all required fees  
5 and submission of all information required to complete the  
6 restoration.

7 3. No nail technologist, electrologist, aesthetician, hair  
8 designer, *hair braider*, cosmetologist, demonstrator of cosmetics or  
9 instructor who has retired from practice for more than 4 years may  
10 have his or her license restored without examination and must  
11 comply with any additional requirements established in regulations  
12 adopted by the Board.

13 **Sec. 39.** NRS 644.350 is hereby amended to read as follows:

14 644.350 1. The license of every cosmetological establishment  
15 expires ~~f:~~

16 ~~—(a) If the last name of the owner begins with the letter “A”~~  
17 ~~through the letter “M,” on the date of birth of the owner in the next~~  
18 ~~succeeding odd-numbered year.~~

19 ~~—(b) If the last name of the owner begins with the letter “N”~~  
20 ~~through the letter “Z,” on the date of birth of the owner in the next~~  
21 ~~succeeding even-numbered year.~~

22 ~~—2. If a cosmetological establishment has more than one owner,~~  
23 ~~the Board shall designate one of the owners whose last name will be~~  
24 ~~used for the purpose of determining the date of expiration of the~~  
25 ~~license of the cosmetological establishment.~~

26 ~~—3.] 2 years after the date of issuance or renewal of the license.~~

27 2. If a cosmetological establishment fails to pay the required  
28 fee for renewal of its license within 90 days after the date of  
29 expiration of the license, the establishment must be immediately  
30 closed.

31 **Sec. 40.** NRS 644.380 is hereby amended to read as follows:

32 644.380 1. Any person desiring to conduct a school of  
33 cosmetology in which any one or any combination of the  
34 occupations of cosmetology are taught must apply to the Board for a  
35 license, through the owner, manager or person in charge, upon  
36 forms prepared and furnished by the Board. Each application must  
37 contain proof of the particular requisites for a license provided for in  
38 this chapter, and must be verified by the oath of the maker. The  
39 forms must be accompanied by:

40 (a) A detailed floor plan of the proposed school;

41 (b) The name, address and number of the license of the manager  
42 or person in charge and of each instructor;

43 (c) Evidence of financial ability to provide the facilities and  
44 equipment required by regulations of the Board and to maintain the  
45 operation of the proposed school for 1 year;



1 (d) Proof that the proposed school will commence operation  
2 with an enrollment of not less than 25 bona fide students;

3 (e) The annual fee for a license; ~~and~~

4 (f) *A copy of the contract for the enrollment of a student in a*  
5 *program at the school of cosmetology; and*

6 (g) The name and address of the person designated to accept  
7 service of process.

8 2. Upon receipt by the Board of the application, the Board  
9 shall, before issuing a license, determine whether the proposed  
10 school:

11 (a) Is suitably located.

12 (b) Contains at least 5,000 square feet of floor space and  
13 adequate equipment.

14 (c) *Has a contract for the enrollment of a student in a program*  
15 *at the school of cosmetology that is approved by the Board.*

16 (d) Meets all requirements established by regulations of the  
17 Board.

18 3. The annual fee for a license for a school of cosmetology is  
19 not less than \$500 and not more than \$800.

20 4. If the ownership of the school changes or the school moves  
21 to a new location, the school may not be operated until a new  
22 license is issued by the Board.

23 5. After a license has been issued for the operation of a school  
24 of cosmetology, the licensee must obtain the approval of the Board  
25 before making any changes in the physical structure of the school.

26 **Sec. 41.** NRS 644.430 is hereby amended to read as follows:

27 644.430 1. The following are grounds for disciplinary action  
28 by the Board:

29 (a) Failure of an owner of *an establishment for hair*  
30 *braiding*, a cosmetological establishment, a licensed aesthetician,  
31 cosmetologist, hair designer, *hair braider*, electrologist, instructor,  
32 nail technologist, demonstrator of cosmetics or school of  
33 cosmetology, or a cosmetologist's apprentice to comply with the  
34 requirements of this chapter or the applicable regulations adopted by  
35 the Board.

36 (b) Obtaining practice in cosmetology or any branch thereof, for  
37 money or any thing of value, by fraudulent misrepresentation.

38 (c) Gross malpractice.

39 (d) Continued practice by a person knowingly having an  
40 infectious or contagious disease.

41 (e) Drunkenness or the use or possession, or both, of a  
42 controlled substance or dangerous drug without a prescription, while  
43 engaged in the practice of cosmetology.

44 (f) Advertisement by means of knowingly false or deceptive  
45 statements.



1 (g) Permitting a license to be used where the holder thereof is  
2 not personally, actively and continuously engaged in business.

3 (h) Failure to display the license as provided in NRS 644.290,  
4 644.360 and 644.410 ~~§~~ *and section 13 of this act.*

5 (i) Entering, by a school of cosmetology, into an unconscionable  
6 contract with a student of cosmetology.

7 (j) Continued practice of cosmetology or operation of a  
8 cosmetological establishment or school of cosmetology after the  
9 license therefor has expired.

10 (k) Any other unfair or unjust practice, method or dealing  
11 which, in the judgment of the Board, may justify such action.

12 2. If the Board determines that a violation of this section has  
13 occurred, it may:

14 (a) Refuse to issue or renew a license;

15 (b) Revoke or suspend a license;

16 (c) Place the licensee on probation for a specified period;

17 (d) Impose a fine not to exceed \$2,000; or

18 (e) Take any combination of the actions authorized by  
19 paragraphs (a) to (d), inclusive.

20 3. An order that imposes discipline and the findings of fact and  
21 conclusions of law supporting that order are public records.

22 **Sec. 42.** NRS 644.472 is hereby amended to read as follows:

23 644.472 1. Except as otherwise provided in subsection 2, it is  
24 unlawful for any animal to be on the premises of a licensed  
25 *establishment for hair braiding or* cosmetological establishment.

26 2. An aquarium may be maintained on the premises of a  
27 licensed *establishment for hair braiding or* cosmetological  
28 establishment.

29 **Sec. 43.** NRS 644.383 is hereby repealed.

30 **Sec. 44.** The provisions of this act apply to contracts entered  
31 into on or after July 1, 2011.

32 **Sec. 45.** Each school of cosmetology licensed before July 1,  
33 2011, before entering into a contract for the enrollment of a student  
34 in a program at the school of cosmetology, shall obtain the Board's  
35 approval of the contract. Thereafter, any revisions to the approved  
36 contract must be approved in accordance with section 6 of this act.

37 **Sec. 46.** 1. The State Board of Cosmetology shall:

38 (a) On July 1, 2011, begin issuing licenses:

39 (1) To practice as a hair braider; and

40 (2) To operate an establishment for hair braiding.

41 (b) On or before July 1, 2011, adopt any regulations that the  
42 Board determines are necessary to enable the Board to begin issuing  
43 the licenses described in paragraph (a) on July 1, 2011.

44 2. As used in this section:



1 (a) "Establishment for hair braiding" has the meaning ascribed  
2 to it in section 3 of this act.

3 (b) "Hair braider" has the meaning ascribed to it in section 4 of  
4 this act.

5 (c) "Hair braiding" has the meaning ascribed to it in section 5 of  
6 this act.

7 **Sec. 47.** This act becomes effective:

8 1. Upon passage and approval for the purposes of adopting  
9 regulations and performing any other preparatory administrative  
10 tasks, including, without limitation, the approval of contracts, as  
11 needed to carry out the provisions of this act; and

12 2. On July 1, 2011, for all other purposes.

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**TEXT OF REPEALED SECTION**

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**644.383 Surety bond.**

1. The owner of each school of cosmetology shall post with the Board a surety bond executed by the applicant as principal and by a surety company as surety. If the license for the school was issued:

(a) On or before June 30, 2005, the bond must be in the amount of \$10,000; or

(b) On or after July 1, 2005, except as otherwise provided in subsections 6 and 7, the bond must be in the amount determined by the Board pursuant to subsections 2 to 5, inclusive.

2. The amount of the bond required for a school of cosmetology pursuant to paragraph (b) of subsection 1 is the total of the amounts of the bonds for all of the programs offered by the school, except that:

(a) The total amount determined pursuant to subsections 3, 4 and 5 must be rounded down to the nearest \$5,000; and

(b) The amount of the bond required for the school must not be less than \$10,000 or more than \$400,000.

3. Except as otherwise provided in subsection 4, the amount of the bond for a program at a school of cosmetology is equal to the cost to be paid by a student for the program multiplied by the number of students who will enroll in the program each year.

4. If the length of a program at a school of cosmetology is less than 1 year, the amount of the bond for that program is equal to the amount determined pursuant to subsection 3 divided by 52 and multiplied by the number of whole or partial weeks in the program.

5. Except as otherwise provided in subsection 2, the amount of the bond required for a school of cosmetology pursuant to



paragraph (b) of subsection 1 must be reduced to 12 percent of the total of the amounts calculated pursuant to subsections 3 and 4 if the school participates in:

(a) Any program of student assistance pursuant to Title IV of the Higher Education Act of 1965, as amended, 20 U.S.C. §§ 1070 et. seq.; or

(b) Any other program administered by the United States Department of Education through which students at the school receive loans.

6. If a school of cosmetology has been licensed for not less than 5 years, the Board shall set the amount of the bond required pursuant to paragraph (b) of subsection 1 for the school:

(a) In the amount of \$10,000, if the Board did not receive any valid complaints against the school during the immediately preceding 5 years;

(b) In an amount not less than \$10,000 and not more than the amount calculated pursuant to subsections 2 to 5, inclusive, if the Board received one or more valid complaints against the school during the immediately preceding 5 years and the Board determines that each such complaint was a complaint of a minor violation of the provisions of this chapter or of any regulations adopted pursuant to this chapter; and

(c) In the amount calculated pursuant to subsections 2 to 5, inclusive, if the Board received one or more valid complaints against the school during the immediately preceding 5 years and the Board determines that any such complaint was a complaint of a major violation of the provisions of this chapter or any regulations adopted pursuant thereto.

7. The bond required for a school of cosmetology must be in the amount of \$10,000 if the school:

(a) Is initially licensed on or before June 30, 2005;

(b) Has been continuously licensed since June 30, 2005; and

(c) Is relocated and obtains a license for the new location on or after July 1, 2005.

8. The bond must be in the form approved by the Board and must be conditioned upon compliance with the provisions of this chapter and upon faithful compliance with the terms and conditions of any contracts, verbal or written, made by the school to furnish instruction to any person. The bond must be to the State of Nevada in favor of every person who pays or deposits money with the school as payment for instruction. A bond continues in effect until notice of termination is given by registered or certified mail to the Board, and every bond must set forth this fact.

9. A person claiming to be injured or damaged by an act of the school may maintain an action in any court of competent





jurisdiction on the bond against the school and the surety named therein, or either of them, for refund of tuition paid. Any judgment against the principal or surety in any such action must include the costs thereof and those incident to the bringing of the action, including a reasonable attorney's fee. The aggregate liability of the surety to all such persons may not exceed the sum of the bond.

10. The Board shall adopt regulations defining the terms "minor violation" and "major violation" for the purposes of subsection 6.



